

WEDNESDAY, FEBRUARY 22, 1995

ELEVENTH LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Rev. Ralph Carroll, Greystone Baptist Church, Nolensville, Tennessee.

Representative Callicott led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Deberry J, Deberry L, Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Hicks, Huskey, Jackson, Jones R (Shelby), Jones S, Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Jones, U (Shelby); illness.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1: Rep(s). Buck, Chumney, Odom, Rinks, Ridgeway, Jackson, Rigsby, Davidson, Herron, Williams (Williamson), Eckles, Cross, Kisber, Head, Phelan, Purcell, Fitzhugh, McMillan, Lewis, White, Curtiss, and Fowlkes as prime sponsor(s).

House Bill No. 110: Rep(s). Walley as prime sponsor(s).

House Bill No. 566: Rep(s). Rinks, Odom, Jackson, Davidson, Ridgeway, Rigsby, Herron, Chumney, McDonald, White, Fowlkes, Curtiss,

Fitzhugh, Lewis, Head, Kisber, Cross, Phelan, McMillan, Eckles, and Williams (Williamson) as prime sponsor(s).

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

House Joint Resolution No. 97 -- Memorials, Government Officials - Urges Tennessee Bicentennial Commission to use "Tennessee State Symbols". by *West.

State and Local Government Committee

House Joint Resolution No. 98 -- Naming and Designating - Daniel Smith, "Grandfather of Tennessee." by *Stamps.

State and Local Government Committee

House Joint Resolution No. 99 -- General Assembly, Studies - Creates special joint committee to study establishment of statewide system of law enforcement accreditation. by *Odom.

State and Local Government Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for February 23, 1995:

House Resolution No. 17 -- Memorials, Recognition and Thanks - City of Lutrell, contributions to Lutrell Elementary School. by Williams (Williamson).

INTRODUCTION OF BILLS

On motion, the following bills which were introduced on February 16, 1995, passed first consideration:

House Bill No. 1488 -- Solid Waste Disposal -- Prohibits county surcharge for use of privately owned or operated waste disposal facilities without operator's consent; declares maximum surcharge imposed at solid waste disposal facility or incinerator to be \$1.00 per ton. Amends TCA Title 68, Chapter 211, Part 8. by *Westmoreland, *Turner (Shelby), *Haley, *Hassell, *Kent, *Jones R (Shelby), *Lewis, *Burchett.

***House Bill No. 1489** -- Pensions and Retirement Benefits -- Increases retirement allowance of any teacher, 80 years old or older on July 1, 1995, retired from TCRS with 30 years or more of creditable service. Amends TCA 8-36-209. by *Bittle.

***House Bill No. 1490** -- Gas, Petroleum Products, Volatile Oils -- Authorizes gas acquisition corporations to act jointly and to

contract with other entities. Amends TCA Title 7, Chapter 39, Part 3. by *Head.

***House Bill No. 1491** -- Trade Regulation -- Directs owner of rental property to mark and identify such property. Amends TCA Title 39, Chapter 14. by *Boyer.

***House Bill No. 1492** -- Firearms and Ammunition -- Removes requirement that person redeeming pawned or pledged pistols or sidearms comply with 15 day waiting period; requires certification to seller that purchaser not prohibited purchaser (convicted felon, fugitive from justice, person of unsound mind, minor, person convicted of illegal sale of alcoholic beverages). Amends TCA Section 39-17-1316(h). by *Boyer.

House Bill No. 1493 -- General Assembly -- Requires prior approval of respective speaker before member of general assembly can receive per diem allowance for legislative office work performed in Nashville. Amends TCA Section 3-1-106. by *Boyer.

House Bill No. 1494 -- Psychologists -- Increases per diem for members of board of psychology; revises requirements for temporary license to practice psychology; revises qualifications to practice as psychological examiner. Amends TCA 63-11-104, 206, 207. by *Walley.

House Bill No. 1495 -- Education, Higher -- Establishes "Tennessee Teaching Scholars Act." Amends TCA Title 49, Chapter 4. by *Jones U (Shelby), *Armstrong, *Miller, *DeBerry L, *Jones R (Shelby).

House Bill No. 1496 -- Education, Higher -- Expands number of minority teaching fellowships from 76 to 116; repeals community college minority teaching scholarship program, except for current scholarship holders. Amends TCA 49-4-706. Repeals TCA 49-4-707. by *Jones U (Shelby), *Armstrong, *Miller, *DeBerry L, *Jones R (Shelby).

House Bill No. 1497 -- Gambling -- Authorizes state racing commission to regulate casino gambling. Amends TCA Title 39, Chapter 17. by *Jones U (Shelby), *Miller, *Turner (Shelby), *Jones R (Shelby).

House Bill No. 1498 -- General Assembly -- Reimburses legislators for "Home Allowance" expenses on a biweekly, rather than monthly basis. Amends TCA Title 3, Chapter 1. by *Jones U (Shelby), *Miller, *Towns.

House Bill No. 1499 -- Purchasing -- Directs commissioners of general services and transportation to contract with Memphis/Shelby County Intergovernmental Consortium to devise, implement, and evaluate pilot demonstration project to promote use of joint, uniform, business certification procedures for minority-owned businesses and small businesses which contract with various agencies of state and/or local government. Amends TCA Title 12, Chapter 3, Part 8. by *Jones U (Shelby), *Towns.

House Bill No. 1500 -- Education, State Board of -- Provides for state board of education to appoint oversight committee on testing and assessment in consultation with chairs of education committees; oversight committee to report monthly to committees and issue interim report by 12/31/95. Amends TCA Title 49, Chapter 1. by *Whitson.

***House Bill No. 1501** -- Education -- Authorizes expenditure of funds in excess of 3 percent reserve in dedicated education fund. Amends TCA Section 49-3-352. by *Callicott, *Westmoreland, *Venable, *Ramsey, *Williams (Williamson).

***House Bill No. 1502** -- Motor Vehicles, Titling and Registration -- Allows auto dealers two "dealer" license plates regardless of number of vehicles sold, provided they are duly licensed. Amends TCA Title 55. by *Givens.

House Bill No. 1503 -- Agriculture, Dept. of -- Defines "plant pests" as species injurious to agricultural, horticultural, silvicultural or other interests of the state. Amends TCA Title 43, Chapter 6. by *Givens.

House Bill No. 1504 -- Solid Waste Disposal -- Places responsibility in solid waste disposal board rather than commissioner to refuse to issue permit based on past performance. Amends TCA 68-11-106. by *Stulce, *Napier, *McAfee, *Bittle, *Callicott, *Williams (Union), *Jones R (Shelby).

House Bill No. 1505 -- DUI/DWI Offenses -- Requires impoundment of vehicle used to commit second DUI for period of 28 days. Amends TCA Title 55, Chapter 10, Part 4. by *Windle.

House Bill No. 1506 -- Newspapers and Publications -- Requires all publications that contain paid for advertising to include statements that certify circulation; creates offense of distributing material that does not contain certification. by *Burchett.

House Bill No. 1507 -- Purchasing -- Gives preferences to instate businesses (manufacture and service) when doing business with Tennessee government. Amends TCA Title 12, Chapter 3, Part 8. by *McDonald.

House Bill No. 1508 -- Firefighters -- Removes presumption that certain disabilities suffered by firefighters or law enforcement officers occurred in course of employment. Amends TCA 7-51-201(a)(1), (b)(1), (c)(1), 205. by *Haley, *Ramsey, *Bird, *Newton, *Turner.

House Bill No. 1509 -- Taxes, Sales -- Extends sales and use tax exemptions to machinery and substances used to package manufactured automotive after market products for retail sale. Amends TCA Section 67-6-102 and Section 67-6-206. by *Kisber.

House Bill No. 1510 -- Economic and Community Development -- Requires state and local approval of property tax incentives for economic development and other public purposes. Amends TCA Title 4, Chapter 17 and Section 67-5-203. by *Kisber.

House Bill No. 1511 -- Public Service Commission -- Removes authority of commissioners of public service commission to receive pass or ticket on railroads, public utilities, or motor bus lines in Tennessee while on official business. Amends TCA Title 3, Chapter 6; Title 4; Title 6, Chapters 22, 51; Titles 7, 8; Title 9, Chapter 13; Title 12, Chapter 3; Title 13, Chapter 16; Title 35, Chapter 3; Title 39, Chapter 17; Title 42, Chapter 2; Title 47, Chapters 18, 25; Title 49, Chapter 4; Title 55, Chapters 3, 4; Title 56, Chapter 7; Title 58,

Chapter 2; Title 65; Title 67, Chapters 2, 32; Title 68, Chapters 202, 212. by *Kisber.

***House Bill No. 1512** -- Motor Vehicles, Titling and Registration -- Requires person applying for registration or renewal of registration of motor vehicle to possess valid driver license to obtain registration plates. Amends TCA Title 55, Chapter 4, Part 1. by *Kisber.

House Bill No. 1513 -- DUI/DWI Offenses -- Provides that person convicted of DUI for first time may apply for restricted driver license for exclusive purpose of going back and forth to place of employment. Amends TCA Title 55, Chapter 10, Part 4; Title 55, Chapter 50, Part 5. by *Kisber.

House Bill No. 1514 -- Public Service Commission -- Makes commission membership subject to election by general assembly in joint convention; retains present members until expiration of terms. Amends TCA 2-10-102; 2-13-202; 2-3-203; 2-5-208(c)(1)(D); 2-8-110(a); 2-8-111; 65-1-101, 102. by *Kisber.

House Bill No. 1515 -- Motor Vehicles -- Transfers enforcement and inspection programs of motor vehicles from public service commission to department of safety. Amends TCA Title 4, Chapter 3, Part 20 and Title 65, Chapter 15. by *Kisber.

House Bill No. 1516 -- Civil Service -- Places employees of public service commission under civil service. Amends TCA 830-101. by *Kisber.

House Bill No. 1517 -- Statutes -- Increases size of Tennessee Code Commission from five to six members, sixth member to be deputy revisor. Amends TCA Title 1, Chapters 1, 2, 3. by *Kisber.

House Bill No. 1518 -- Fire Prevention and Investigation -- Authorizes local fire marshal or fire chief to deputize certified arson inspectors, as assistants to commissioner of commerce and insurance, with arrest powers for purposes of fire prevention and investigation. Amends TCA Title 68, Chapter 102. by *Jones U (Shelby), *Miller, *Bowers, *DeBerry L, *Chumney, *Byrd.

House Bill No. 1519 -- Health, Dept. of -- Requires department to take necessary steps to ensure that hospitals reimbursed at reasonable and adequate rates in order to provide appropriate services and to take necessary steps to assure access to inpatient hospital services. Amends TCA Title 71, Chapter 5. by *Kisber.

***House Bill No. 1520** -- Local Government, General -- Requires municipalities and counties to spend all state and local revenues in most cost efficient manner possible for benefit of all citizens. Amends TCA Titles 5; 6; 7; 13; 54; 57; 67; 68 and 69. by *Kisber.

House Bill No. 1521 -- Loan Companies -- Sets out procedure for pawnbrokers relative to liens upon automobiles; reduces holding period for pledges. Amends TCA Title 45. by *Cole (Dyer).

House Bill No. 1522 -- Banks and Financial Institutions -- Reduces residency requirement for pawnbrokers from two years to one year. Amends TCA Title 45, Chapter 6. by *Cole (Dyer).

***House Bill No. 1523** -- Purchasing -- Adds speaker of the house and lieutenant governor as members of board of standards. Amends TCA Title 12, Chapter 3 and Title 12, Chapter 4. by *Head.

***House Bill No. 1524** -- Education, Higher -- Requires Higher Education Commission to meet only two instead of four times per year. Amends TCA Title 49. by *McKee.

House Bill No. 1525 -- Public Contracts -- Prohibits nonresident from being qualified bidder on state contract if license is required to do business in this state to perform type of work which is subject of the contract to be awarded, and nonresident is not licensed in Tennessee by appropriate licensing board to perform such work. Amends TCA Title 12, Chapter 4, Part 1. by *McKee.

House Bill No. 1526 -- Health, Dept. of -- Requires names of both parents to be certified on birth certificates of children born in or out of marriage. Amends TCA Title 68, Chapter 3, Part 3. by *McKee.

House Bill No. 1527 -- Solid Waste Disposal -- Adds one member to solid waste control board; such member shall be small generator of solid wastes or hazardous materials nominated by Tennessee Automotive Association. Amends TCA Section 68-211-111(a). by *Pinion.

***House Bill No. 1528** -- Real Estate Agents and Brokers -- Defines agency relationships in real estate transactions; delineates duties for brokers and agents. Amends TCA Title 62, Chapter 13. by *Byrd, *Ramsey, *Turner (Hamilton).

***House Bill No. 1529** -- Solid Waste Disposal -- Revises criteria for issuance of solid waste permits. Amends TCA Title 68, Chapter 211, Part 1. by *Cross.

House Bill No. 1530 -- Tort Liability -- Abolishes time limit for filing action for malpractice; revises action to be for alleged negligence rather than alleged injury. Amends TCA 29-26-116. by *Williams (Williamson).

***House Bill No. 1531** -- Private Protective Services -- Exempts full time law enforcement officer from training requirements to get registration upon submission of police officer standards and training commission certification. Amends TCA Title 62, Chapter 35. by *Westmoreland, *Cole (Dyer), *Kent, *Boyer, *Bird, *Phelan, *Rinks.

***House Bill No. 1532** -- Constitutional Conventions -- Calls constitutional convention concerning constitutional rights to which victims of crime are entitled. by *Herron.

House Bill No. 1533 -- Children -- Delineates circumstances under which state will pay cost of mental examinations and/or evaluations for children before juvenile courts. Amends TCA Section 37-1-150. by *Fitzhugh, *Ridgeway, *White.

House Bill No. 1534 -- Planning, Public -- Reduces from 30 to 20 days time for submission of nominees to regional planning commission. Amends TCA Title 13. by *Naifeh, *Walley.

***House Bill No. 1535** -- Annexation -- Requires notification of property owner in area proposed for annexation; establishes requirements for such notice. Amends TCA 6-51-102. by *Boyer.

***House Bill No. 1536** -- Criminal Procedure -- Requires court having jurisdiction to expunge misdemeanor records upon request of misdemeanant, if no subsequent criminal offense committed since original misdemeanor conviction; requires petition to expunge records to be filed not less than five nor more than 20 years from date of conviction. Amends TCA Section 40-32-101. by *Stulce.

***House Bill No. 1537** -- Human Services, Dept. of -- Directs department of human services, acting in consultation with departments of education, health, and mental health and mental retardation, to establish, by means of competitive grants and technical assistance, "parents as first teachers" pilot projects in one or more counties. Amends TCA Title 49; Title 68 and Title 71. by *Stulce.

***House Bill No. 1538** -- Sexual Offenses -- Makes sexual penetration of or contact with victim without victim's consent sufficient to constitute rape or sexual battery regardless of whether force used. Amends TCA Title 39, Chapter 13, Part 5. by *McAfee, *Turner (Hamilton), *Chumney, *McMillan, *Duer, *Robinson.

House Bill No. 1539 -- Education -- Deletes statutory language which states that any superintendent or director of schools, who is appointed to such office by a popularly elected school board, is only required to have a baccalaureate degree in order to hold such office. Amends TCA Section 49-2-301. by *Winningham, *McAfee, *Duer.

***House Bill No. 1540** -- Utilities, Utility Districts -- Provides that if utility charges are inaccurately billed, in addition to recorded or registered, due to equipment failure or human error which results in overcharge or undercharge to unaware customer, then no charges for such service shall be made under certain circumstances. Amends TCA Title 28, Chapter 3, Part 3. by *McAfee.

House Bill No. 1541 -- Cemeteries -- Revises requirements for cemetery company financial reports. Amends TCA 46-2-202 -- 205, 311. by *McAfee.

House Bill No. 1542 -- Sentencing -- Provides heightened penalties for crimes committed by members of criminal street gangs. Amends TCA Title 39, Chapter 17. by *McAfee.

House Bill No. 1543 -- Civil Procedure -- States that employer subrogation rights in workers' compensation cases are unaffected by adoption of comparative fault. Amends TCA Title 50, Chapter 6. by *McAfee.

***House Bill No. 1544** -- Real Property -- Authorizes real estate appraiser commission to issue civil penalties of up to \$1,000; authorizes commission to audit experience requirements of license and certificate holders; deletes requirement that facsimile signature of chair of commission be on each license or certificate. Amends TCA 62-39-103, 204, 323, 326. by *Rigsby.

House Bill No. 1545 -- School Districts, Special -- Authorizes Tenth Special School District of Wilson County to issue bonds in an

amount not to exceed \$5.5 million; continues tax levy to retire bonds, also authorizes use of local sales tax and BEP capital outlay funds to fund bonds. Amends Chapter 330, Acts of 1901. by *Bell.

***House Bill No. 1546** -- Workers' Compensation -- Abolishes mandatory workers' compensation for certain employees except for law enforcement officers and fire fighters. Amends TCA Title 50, Chapter 6, Part 1. by *Odom.

***House Bill No. 1547** -- Workers' Compensation -- Prohibits removal, disconnection or alteration of warning, guard or safety device from machine, tool or other implement located in workplace; allows injured employee to file suit against employer if injured due to such action. Amends TCA Title 50, Chapter 1. by *Odom.

House Bill No. 1548 -- Nurses, Nursing -- Establishes level of privileged communications between registered psychiatric nurse and patient. Amends TCA Title 63, Chapter 7, Part 1. by *Odom, *Halteman Harwell, *Chumney.

***House Bill No. 1549** -- Children -- Enacts "Child Aid Restraint Enactment" or (CARE); requires each grocery cart to have child restraint. by *Jones S.

***House Bill No. 1550** -- Products Liability -- Enacts "Tennessee Products Liability Fairness Act of 1995." Amends TCA Title 29, Chapter 28. by *Odom.

House Bill No. 1551 -- Human Rights -- Permits human rights commission and complainant to seek various types of judicial review, including injunctive relief, restraining orders and compliance orders, against respondent charged with discriminatory practices in either chancery court or circuit court; allows complainant to file civil suit for actual damages incurred because of discriminatory practice or for discriminatory housing practices in either chancery or circuit court. Amends TCA Title 4, Chapter 21. by *Rigsby, *Fowlkes, *Rhinehart, *Lewis, *Hargrove.

***House Bill No. 1552** -- Criminal Offenses -- Adds to elements of offense of failure to appear that person does not report back to court to explain failure to pay fines or costs when ordered to do so, or that the person fails to appear to document condition of probation or otherwise lawfully imposed by court. Amends TCA Section 39-16-609. by *Coffey.

House Bill No. 1553 -- Taxes, Privilege -- Decreases privilege tax on outstanding stock from 25 cents to 20 cents per \$100. Amends TCA Title 67. by *Coffey.

House Bill No. 1554 -- Bonding, Surety and Professional -- Exempts the board of directors of an emergency communications district from bonding requirements for board members if the municipal legislative body also serves as the board of directors for the district. Amends TCA Title 7, Chapter 86, Part 1. by *Coffey.

House Bill No. 1555 -- Firearms and Ammunition -- Reduces from 30 to 15 days period in which person, who holds permit to carry handgun, must give written notice to sheriff of any change of residence. Amends TCA Section 39-17-1315. by *Coffey.

House Bill No. 1556 -- Lobbying, Lobbyists -- Expands requirements for lobbying activity reports; imposes new legislative influence report requirements. Amends TCA Title 3, Chapter 6. by *Coffey.

House Bill No. 1557 -- Athletic Trainers -- Removes reciprocity licensure requirement from such Tennessee requirements for athletic trainers. Amends TCA Title 63. by *Kernell.

***House Bill No. 1558** -- Aged Persons -- Increases advisory committee for department of human services family violence and child abuse prevention services program from eight to 11 members. Three new members shall be knowledgeable and experienced in elderly abuse prevention. Amends TCA Title 4; Title 39, Chapter 3; Title 40, Chapter 35; Title 68, Chapter 11 and Title 71, Chapter 6. by *Armstrong, *Tindell.

***House Bill No. 1559** -- Taxes, Privilege -- Excuses from payment of occupational privilege tax professionals who derived income of \$5,000 or less for services rendered pursuant to such person's professional license. Amends TCA 67-4-1702. by *Armstrong, *Tindell.

***House Bill No. 1560** -- Election Laws -- Authorizes children to enter voting booths and machines to observe parents or guardians vote. Amends TCA Title 2, Chapter 7. by *Armstrong, *Tindell.

House Bill No. 1561 -- Employees, Employers -- Allows employers to classify employees by using IRS definition of "employees." Amends TCA Title 50, Chapter 1, Part 1. by *Armstrong.

House Bill No. 1562 -- Health, Dept. of -- Establishes in department of health division of managed health care to develop, monitor, coordinate, and administer all managed care policies, programs, projects, and vendors through which medical assistance is provided by, or funded through, any agency or entity of state government. Amends TCA Title 4, Chapter 3; Title 56; Title 68, Chapter 1 and Title 71, Chapter 5. by *Armstrong, *Miller, *Bowers, *Brooks, *DeBerry L.

House Bill No. 1563 -- Lobbying, Lobbyists -- Establishes a complete prohibition on gifts of any kind by lobbyists to members of general assembly, governor, consolidated officer, public official or any employee thereof. Amends TCA Title 3, Chapter 6. by *Herron.

House Bill No. 1564 -- Penal and Reformatory Institutions -- Repeals governor's authority to release prisoners when prison overcrowding occurs. Amends TCA Title 41, Chapter 1, Part 5. by *Herron.

***House Bill No. 1565** -- Real Property -- Increases time from ten to 20 days property owner would be allowed to clean up property cited for excess vegetation and debris. Amends TCA Title 6, Chapter 54. by *Odom.

House Bill No. 1566 -- Bond Issues -- Authorizes \$100 million bond issue for prison construction. by *Odom.

House Bill No. 1567 -- Taxes, Sales -- Clarifies sales and use tax exemptions pertaining to "structural metal fabricators" and their products. Amends TCA Section 67-6-339. by *Whitson, *Cole (Carter), *Patton, *Hicks.

***House Bill No. 1568** -- Public Defenders -- Requires public defenders to collect nominal fees from those indigent clients who are able to pay. Amends TCA Title 8, Chapter 14. by *Stamps.

House Bill No. 1569 -- Animals -- Regulates dangerous and potentially dangerous dogs. Amends TCA Title 39, Chapter 14, Part 2, and Title 44, Chapter 17. by *Stamps, *McDonald.

House Bill No. 1570 -- Education, Higher -- Increases civil penalty from \$500 to \$750 for operating post secondary educational institution without valid authorization or committing other prohibited acts which mislead the public. Amends TCA Title 49. by *Stamps.

House Bill No. 1571 -- Juvenile Offenders -- Raises application fee from \$20.00 to \$22.00 to receive driver license upon reaching proper age after having lost driver privileges under Juvenile Offender Act. Amends TCA Title 37; Title 49; Title 55 and Title 57. by *Stamps.

House Bill No. 1572 -- Alcoholic Beverages -- Revises hours during which hotels, motels and restaurants may not sell or give away alcoholic beverages from between 1:00 a.m. to 8:00 a.m. to between 1:00 a.m. and 9:00 a.m. on weekdays. Amends TCA Title 57, Chapters 4, 10. by *Stamps.

House Bill No. 1573 -- Sumner County -- Subject to local approval, adds requirement for qualification as member of board of resource authority; institutes provisions filling remainder of unexpired term upon vacancy of board member. Amends Chapter 157 of the Private Acts of 1979. by *Stamps, *McDonald.

***House Bill No. 1574** -- Election Laws -- Decreases from 100 to 25 number of registered voters that must sign nomination petition for delegate to national party convention. Amends TCA Title 2, Chapter 13. by *Stamps.

House Bill No. 1575 -- Codes -- Provides portion of electrician inspection fees be retained by department of commerce and insurance for benefit of division of fire prevention. Amends TCA 68-102-143. by *Fowlkes.

House Bill No. 1576 -- Capital Punishment -- Bars appeal of death sentence three years after trial court judgment. Amends TCA Title 39, Chapter 13. by *Stamps.

House Bill No. 1577 -- Chiropractors -- Revises membership and compensation of board of chiropractic examines. Amends TCA Section 63-4-102 and Section 63-4-104. by *Stamps.

House Bill No. 1578 -- Judgments -- Allows recovery for loss of comfort, society, love, support, guidance and companionship of deceased in wrongful death actions. Amends TCA Title 20, Chapter 5, Part 1. by *Stamps.

***House Bill No. 1579** -- DUI/DWI Offenses -- Authorizes courts to prohibit first time DUI offender from driving or operating motor vehicle for nine rather than six months. Amends TCA Title 55, Chapter 10. by *Stamps.

House Bill No. 1580 -- Tort Liability -- Allows persons entitled to recover damages in wrongful death actions to recover medical expenses, funeral expenses, damages for loss of earning capacity (past and future), decedent's pain and suffering and damages for loss of society. Amends TCA 20-5-113. by *Stamps, *Sharp.

House Bill No. 1581 -- Railroads -- Directs public service commission to cooperate to establish special passenger train for state and national events and recommend changes necessary to operate such train. Amends TCA Title 4, Chapter 42; Title 7, Chapter 51, Part 8; Titles 55, 57, 64, 65, 67. by *Robinson.

House Bill No. 1582 -- County Officers -- Increases compensation of Davidson County chair of election commission to \$750 per month and other members to \$500 per month. Amends TCA 2-12-108. by *Robinson.

House Bill No. 1583 -- Driver Licenses -- Provides that costs for reinstatement of suspended or revoked driver license shall not exceed \$300. Amends TCA Title 55, Chapter 50. by *Robinson.

***House Bill No. 1584** -- Utilities, Utility Districts -- Authorizes utility districts in Davidson County to pay commissioners per diem payments for up to 12 meetings a year. Amends TCA Section 7-82-308. by *Robinson.

House Bill No. 1585 -- Courts, General Sessions -- Clarifies that non-lawyer general sessions judges are to receive same compensation as general session judges who are lawyers. Amends TCA Title 16, Chapter 15. by *Rhinehart.

House Bill No. 1586 -- General Assembly, Studies -- Creates general assembly joint ethics committee; delineates prohibited behavior and appropriate sanctions and penalties. Amends TCA Title 2. by *Halteman Harwell, *Stamps.

House Bill No. 1587 -- Sumner County -- Subject to local approval, changes name of office of county attorney to office of law director; specifies term of office and responsibilities for position. Amends Chapter 95, Private Acts of 1973, as amended. by *Stamps, *McDonald.

House Bill No. 1588 -- General Assembly -- Requires chairs of joint select committees to serve two year terms to coincide with elective term of general assembly; requires chairmanship to rotate from house to senate every two years unless chair is reelected by majority of members of board; reduces membership of fiscal review committee from 15 to 13, eliminating two house seats. Amends TCA Title 3, Chapters 7, 9, 10, 15. by *McDaniel.

House Bill No. 1589 -- Public Funds and Financing -- Provides for special account in state general fund to accept funds from any source to implement and operate special passenger train for national and state events. by *Robinson.

***House Bill No. 1590** -- Taxes, Real Property -- Reduces number of days after which corrected assessment shall be deemed delinquent from 60 to 45 days. Amends TCA Title 67, Chapter 5. by *West.

***House Bill No. 1591** -- Taxes, Severance -- Authorizes Decatur County to allocate severance tax on sand, gravel, sandstone, chert and limestone to be applied to any county fund rather than just to road fund. Amends TCA Title 67, Chapter 7, Part 2. by *Rinks.

***House Bill No. 1592** -- Criminal Offenses -- Increases from Class E to Class D felony offense of escaping from penal institution where person escaping was being held for felony. Amends TCA Section 39-16-605. by *Herron.

***House Bill No. 1593** -- Jails, Local Lock-ups Enacts "Jail Security Act of 1995." Amends TCA Title 41, Chapter 4; Title 41, Chapter 7 and Title 41, Chapter 8. by *Herron.

***House Bill No. 1594** -- Criminal Offenses -- Increases offense of accessory after fact from Class E to Class D felony if underlying offense for which assistance was given offender was crime of violence or escape from penal institution. Amends TCA Section 39-11-411. by *Herron.

***House Bill No. 1595** -- Criminal Procedure -- Permits prosecution in state court and municipal court based upon same conduct if violation of municipal law is punishable only by civil penalty. Amends TCA Title 40, Chapter 13 and Title 40, Chapter 3. by *Herron.

House Bill No. 1596 -- TennCare -- Requires departments of health and finance and administration to compile updated list of physicians and pharmacies who are TennCare providers to be made available to the public. Amends TCA Title 4; Title 56; Title 68 and Title 71. by *Arriola.

House Bill No. 1597 -- Private Investigators -- Repeals requirement that private investigators must maintain place of business at investigations company licensed by commission; repeals continuing education requirements. Repeals TCA Section 62-26-204(c) and Section 62-26-225. by *Arriola.

***House Bill No. 1598** -- Private Investigators -- Eliminates private investigation commission. Amends TCA Title 4, Chapter 29 and Title 62, Chapter 26. by *Arriola.

***House Bill No. 1599** -- Judicial Districts -- Creates 32nd judicial district consisting of Meigs, McMinn and Monroe counties; creates position of trial judge and district attorney general. Amends TCA Title 16, Chapter 2. by *Newton, *Bird, *McKee, *Gunnels, *Kerr.

House Bill No. 1600 -- Insurance, Motor Vehicles -- Prohibits cancellation of automobile liability insurance policy due to towing claim against policyholder, regardless of number of such claims. Amends TCA Section 56-7-1302. by *Beavers.

House Bill No. 1601 -- Insurance, Health, Accident -- Prohibits persons involved in collisions, but who are not at fault, from being disqualified from receiving incentive insurance rates or participating

in incentive insurance rate programs. Amends TCA Title 56, Chapter 7, Part 11. by *Beavers.

House Bill No. 1602 -- Taxes, Inheritance Gift -- Abolishes state inheritance tax. Amends TCA Title 67, Chapter 8. by *Beavers, *Peach.

House Bill No. 1603 -- Taxes, Income -- Reduces tax on capital gains from 6 to 3 percent. Amends TCA Title 67, Chapter 2. by *Beavers, *Peach.

House Bill No. 1604 -- Knox County -- Subject to local approval, creates Division V of general sessions court of Knox County; creates position of general sessions judge to serve such new division. Amends Chapter 54, Private Acts of 1939, as amended. by *Boyer, *Dunn, *Burchett, *Armstrong, *Bittle, *Tindell, *Ritchie.

House Bill No. 1605 -- State Employees -- Allows state employees with at least 30 years of service to choose to cash out up to one year sick leave with any excess above one year to be credited as creditable service. Amends TCA Title 8, Chapters 34 and 50. by *Eckles.

House Bill No. 1606 -- Domestic Violence -- Limits present Class A misdemeanor violation for failure to report adult abuse, punishable only by fine. Amends TCA Title 71, Chapter 6 and Title 4. by *Langster, *Pruitt, *Jones S, *Chumney, *Jones U (Shelby), *Bowers.

House Bill No. 1607 -- Board of Regents -- Provides that student member from board of regents system does not have to remain at institution from which nominated during such student's term on commission. Amends TCA Title 49, Chapter 7, Part 2. by *McDaniel, *Stamps.

House Bill No. 1608 -- Law Enforcement -- Authorizes state, county and municipal law enforcement officers to enforce traffic laws and issue citations on privately owned streets located within residential developments having combination of single family and multifamily dwellings. Amends TCA Title 55. by *Kerr.

House Bill No. 1609 -- Public Service Commission -- Allows consumer advocate division to represent consumers in challenges of PSC's practices and service delivery; raises fines for unjust discrimination or unreasonable preference or advantage to any sum from \$1,000 to \$3,000. Amends TCA Title 47, Chapter 18 and Title 65, Chapters 4 and 5. by *Kernell.

House Bill No. 1610 -- Gambling -- Enacts "Tennessee Video Gaming and Taxation Act of 1995"; creates Tennessee Video Gaming Commission; imposes certain taxes and fees. Amends TCA Title 4 and Title 39. by *Turner (Shelby).

House Bill No. 1611 -- Election Laws -- Establishes local option process for county legislative body to make elections for county office nonpartisan. Amends TCA Title 2, Chapter 13. by *Rinks, *Naifeh.

House Bill No. 1612 -- Police -- Adds "bicycle" to definition of "authorized emergency vehicle"; defines "certified police cyclist"; authorizes police cyclist to use bicycle as crowd control device;

exempts police cyclists from certain laws regarding bicycle regulations. Amends TCA Title 55, Chapter 8. by *Pruitt, *Jones S, *Garrett, *West, *Robinson, *Langster, *Arriola, *Halteman Harwell.

House Bill No. 1613 -- Driver Licenses -- Raises the minimum age for driver license from 16 to 17; prevents drivers under age 18 from being on the road from 8 P.M. to 6 A.M. Amends TCA Title 55, Chapter 50. by *DeBerry J, *Brooks, *Jones R (Shelby), *Pruitt, *Jones S, *Brown.

House Bill No. 1614 -- Aged Persons -- Increases maximum income allowable for Hall income tax exemption for persons over 65 from \$9,000 to \$18,000 for single persons, and from \$15,000 to \$30,000 for married couples. Amends TCA Title 67, Chapter 2, Part 1. by *DeBerry J, *Turner (Shelby), *Jones S.

House Bill No. 1615 -- Tort Liability -- Removes civil liability from entity which without participating in management of hazardous waste site or underground storage site holds indicia of ownership which protect security interest in site. Amends TCA Title 68. by *Napier, *Odom, *McAfee, *Garrett, *Cross.

House Bill No. 1616 -- Comptroller, State -- Decreases from 2.5 to 1 percentage of funds allocated to comptroller for administrative purposes. Amends TCA Title 67, Chapter 8, Part 2 and Title 67, Chapter 8, Part 4. by *Miller.

House Bill No. 1617 -- Transportation, Dept. of -- Allocates portion of vehicle registration and renewal fees to mass transit systems. Amends TCA Title 55, Chapter 6. by *Miller, *Brooks, *Turner (Shelby).

House Bill No. 1618 -- Highways, Roads and Bridges -- Prohibits certain removal of vegetation on rights of way. Amends TCA Title 54, Chapter 22. Repeals TCA 54-21-119, 120. by *Kernell.

House Bill No. 1619 -- Solid Waste Disposal -- Authorizes counties to approve solid waste disposal facilities located in municipalities; removes sunset provision in local approval law; removes zoning as bar to adoption of law by local government; removes limitation of application of law to pending permits. Amends TCA Title 68, Chapter 211 and Chapter 515 of the Public Acts of 1989. by *Naifeh, *Walley, *Haley, *Byrd, *Chumney, *Miller, *Kisber, *Phelan, *Ridgeway, *Rinks.

***House Bill No. 1620** -- Transportation, Dept. of -- Provides that department of transportation shall, within 15 instead of 20 days after receipt of certified copy of resolution by county legislative body regarding turning over funds to department to be expended on roads of county, pay out of such funds any unpaid indebtedness. Amends TCA Title 54, Chapter 4, Part 1; and Title 54, Chapter 4, Part 2. by *Turner (Shelby), *Jones R (Shelby).

House Bill No. 1621 -- Transportation, Dept. of -- Alters from five to ten days time frame in which certificate of registration and registration plate must be surrendered upon notice of rejection. Amends TCA Title 55, Chapter 6. by *Turner (Shelby), *Jones R (Shelby).

***House Bill No. 1622** -- Safety -- Enacts "Amusement Rides and Attractions Safety Act of 1995." Amends TCA Title 4, Chapter 29; Title 56, Chapter 38, Part 1 and Title 62. by *Turner (Shelby).

House Bill No. 1623 -- Workers' Compensation -- Requires employers with certain modification factor to have safety committee programs. Amends TCA Title 50, Chapter 6. by *Langster.

***House Bill No. 1624** -- Pensions and Retirement Benefits -- Decreases number of years in average final compensation formula from five to three years; allows up to ten years out-of-state service to qualify for retirement benefits; increases formula for computing service retirement allowances from 1.5 to 1.6 percent for Group 1 members. Amends TCA Title 8, Chapters 34 and 36. by *Winningham.

House Bill No. 1625 -- Pari--mutuel Betting Authorizes county or municipality to call referendum to determine whether pari-mutuel betting wagering on horse racing will be permitted at satellite simulcast teletheaters located in such county or municipality. Amends TCA Sections 4-36-103, 4-36-302, 4-36-303, 4-36-306(b)(2) and (3), and 4-36-401. by *Jones R (Shelby), *Jones U (Shelby), *Miller, *Stamps, *Kent, *Davis, *Huskey, *DeBerry L, *Turner (Shelby).

House Bill No. 1626 -- Taxes, Assessment -- Authorizes, in Shelby County, agents to represent taxpayers in complaints before county boards of equalization and permits licensed certified general appraisers to serve as agents before county or state boards of equalization. Amends TCA Title 67, Chapter 5, Part 15. by *Jones U (Shelby), *Cross, *Shirley.

House Bill No. 1627 -- Taxes -- Requires county boards of equalization to elect vice chair as well as chair. Amends TCA Title 67. by *Jones U (Shelby), *Cross, *Shirley.

House Bill No. 1628 -- Taxes, Assessment -- Replaces provision permitting certain local and state officials to serve on assessment appeals commission with prohibition on such officials or members or associates of firms providing representation to taxpayers from serving on assessment appeals commission. Amends TCA Title 67, Chapter 5, Part 15. by *Jones U (Shelby), *Cross, *Kent, *Shirley, *Byrd, *Joyce.

House Bill No. 1629 -- Taxes, Real Property -- Provides that if final order concerning assessment by state board of equalization has not been entered within one year of date of filing of appeal, then default order shall be written in favor of taxpayer. Amends TCA Title 67. by *Jones U (Shelby), *Jones R (Shelby), *Cross, *Joyce, *Hassell, *Kent, *Shirley.

House Bill No. 1630 -- Administrative Procedure -- Clarifies certain procedures in Uniform Administrative Procedures Act with reference to assessment review before state board of equalization. Amends TCA Titles 4 and 67. by *Jones U (Shelby), *Jones R (Shelby), *Cross, *Shirley.

House Bill No. 1631 -- Taxes, Real Property -- Exempts taxpayers in Shelby County pursuing appeals with county board of equalization from penalties and interest in certain circumstances; changes deadline for taxpayer to receive refund from county or city from 60 days from date of final action by the state board of

equalization to 60 days from taxpayer submitting official notice of action. Amends TCA Title 67, Chapter 5, Parts 14 and 15. by *Jones U (Shelby), *Cross, *Hassell, *Jones R (Shelby), *Kent, *Shirley.

House Bill No. 1632 -- Managed Care Organizations -- Increases minimum amount of deposit required for HMOs beginning operation from \$100,000 to \$200,000 Amends TCA Title 56, Chapter 32, Part 2. by *Herron.

House Bill No. 1633 -- Insurance, Health, Accident -- Prohibits exclusion of doctor from PPO because such doctor is not affiliated with particular hospital. Amends TCA Title 56. by *Herron.

***House Bill No. 1634** -- Libraries -- Establishes Northeast Tennessee Public Library Legislative Information and Communication Network. Amends TCA Title 10. by *Venable, *Ramsey, *Cole (Carter), *Patton, *Whitson, *Hicks, *Westmoreland.

House Bill No. 1635 -- Hazardous Materials -- Redefines "commercial facility" for storage and treatment of hazardous waste to exclude facilities which receive mixed hazardous waste pursuant to order or agreement with commissioner of environment and conservation or solid waste disposal control board. Amends TCA Section 68-212-104. by *Whitson.

***House Bill No. 1636** -- Taxes, Sales -- Clarifies sales and use tax exemptions pertaining to "structural metal fabricators" and their products. Amends TCA Section 67-6-339. by *Whitson, *Patton, *Hicks.

House Bill No. 1637 -- Memphis -- Subject to local approval, permits election of school board members to staggered terms beginning with the October 1995 election; sets election day same as regular November election beginning in year 2000. Amends Chapter 39, Acts of 1868-1869, as amended. by *Chumney, *Jones U (Shelby), *Bowers, *DeBerry J.

***House Bill No. 1638** -- Sunshine Law -- Requires all open public meetings to be held at specified times and places in area accessible and convenient. Any person may tape or film any open public meeting that is televised or broadcast; requires meeting authority to prohibit recording of testimony of witness if witness refuses to be recorded; requires no meeting to be held on legal holiday unless such meeting is regularly scheduled to meet on such holiday. Amends TCA Title 8, Chapter 44, Part 1. by *Ritchie.

***House Bill No. 1639** -- Courts, General Sessions -- Authorizes additional privilege tax on litigation in general sessions courts in participating counties to fund community mediation plans. Amends TCA Title 16, Chapter 15 and Section 67-4-602. by *Ritchie.

House Bill No. 1640 -- Election Laws -- Prohibits multi-candidate political campaign committee from contributing to a candidate for public office or office holder or such candidate's or office holder's campaign committee. Amends TCA Title 2. by *Ritchie.

House Bill No. 1641 -- Smoking -- Enacts "Act for Clean Indoor Air and Freedom of Local Government"; requires no smoking signs or international symbol be posted and maintained at locations where smoking has been regulated by establishment of policy on smoking in public buildings. Amends TCA 4-4-121; 39-17-1551. by *Ritchie.

***House Bill No. 1642** -- Motor Vehicles, Titling and Registration -- Authorizes issuance of special registration plates for motor vehicles registered or leased by World War II veterans. Amends TCA Title 55, Chapter 4, Part 2. by *West.

House Bill No. 1643 -- Loan Companies -- Requires pawnbrokers to retain pledged property for 45 rather than 50 days prior to sending notice to pledgor prior to forfeiture of property to pawnbroker. Amends TCA Title 45. by *Rhinehart.

***House Bill No. 1644** -- Motor Vehicles, Titling and Registration -- Authorizes special registration plates for motor vehicles for veterans of World War II. CAVEAT: This bill purports to amend TCA Title 55, Chapter 4, Part 2 in the body; however, TCA cite missing in caption. by *West.

House Bill No. 1645 -- Railroads -- Requires railroad companies to provide counseling to employees involved in railroad accident resulting in serious bodily injury or death. Amends TCA Section 65-12-108. by *West.

***House Bill No. 1646** -- Pensions and Retirement Benefits -- Extends, from 14 to 21 days, period by which TCRS employee issued subpoena duces tecum must file records with clerk court. Applies in actions where TCRS not party. Amends TCA Title 8. by *West.

House Bill No. 1647 -- Emergency Communications Districts -- Makes use of cellular phones subject to same monthly service charge as wire based communications for use of 911 service. Amends TCA Title 7, Chapter 86. by *West.

House Bill No. 1648 -- Emergency Communications Districts -- Includes wireless telecommunications in 911 emergency communication network; passes service charges on to service user. Amends TCA Title 7, Chapter 86. by *West.

House Bill No. 1649 -- Uniform Commercial Code -- Revises Uniform Commercial Code relative to commercial paper, bank deposits and collections. Amends TCA Title 47, Chapters 1, 3 and 4. by *West, *Fitzhugh, *Hargrove, *Byrd.

House Bill No. 1650 -- Taxes, Privilege -- Repeals occupational privilege tax, effective July 1, 1996. Amends TCA 36-113. Repeals TCA Title 67, Chapter 4, Part 17. by *Williams (Union).

***House Bill No. 1651** -- Municipal Government -- Increases from two to three number of special censuses city may conduct at own expense to determine allocations under gas tax and sales tax. Amends TCA Title 54, Chapter 4 and Title 67, Chapter 6. by *Kent.

***House Bill No. 1652** -- Election Laws -- Relaxes requirement that address of person signing qualifying petition be same on petition as on voter registration if address given on petition is also located in district for which qualifying petition deals. Amends TCA Title 2, Chapter 1. by *Jones R (Shelby).

House Bill No. 1653 -- Human Rights -- Prohibits discrimination by association whose employees are eligible for membership in TCRS

based on need based financial assistance for secondary education or private secondary school education which offers need-based financial assistance to diversify its student body. Amends TCA Title 4, Chapter 21. by *Byrd.

***House Bill No. 1654** -- Education, Higher -- Prohibits for profit sales of textbooks on state college or university campuses. Amends TCA Title 49, Chapter 7. by *Byrd.

***House Bill No. 1655** -- Metropolitan Government -- Defines "competitive bidding" under metropolitan charter for purchases in excess of \$1,000; lists requirements for use of bidding process. Amends TCA Title 7, Chapter 3. by *Pruitt, *West.

***House Bill No. 1656** -- Alcoholic Beverages -- Redefines "convention center" to include Nashville arena. Amends TCA 57-4-102. by *Pruitt.

***House Bill No. 1657** -- Highways, Roads and Bridges -- Requires department of transportation to plant 200, instead of 24, acres of wildflowers along highway system and interchanges in state's four regions; requires department to plant wildflowers on state roads and interstate highways extending five miles beyond corporate limits of each municipality with population of 50,000 or more. Amends TCA Title 54, Chapter 5, Part 12. by *Duer.

House Bill No. 1658 -- Motor Vehicles, Titling and Registration -- Requires 100 of each of following license plates to be ordered before issuance: University of Florida, University of Arkansas, and Penn State. Amends TCA Title 55, Chapter 4, Part 2. by *Duer.

***House Bill No. 1659** -- Motor Vehicles, Titling and Registration -- Expands cultural motor vehicle registration plate promotional campaign to require inclusion of illustration and explanation of each plate in license renewal applications. Amends TCA Title 55, Chapter 4, Part 3. by *Duer.

House Bill No. 1660 -- Motor Vehicles, Titling and Registration -- Requires Tennessee district exchange club members to order at least 100 registration plates before any such plate is issued. Amends TCA Title 55, Chapter 4, Part 2. by *Duer.

House Bill No. 1661 -- State Government -- Creates Title VI Compliance Authority; assigns certain duties and powers to such authority. Amends TCA Title 4, Chapter 21. by *Brooks, *Jones R (Shelby), *Turner (Shelby), *Armstrong, *Miller, *Pruitt, *Bowers, *DeBerry J, *Langster, *Brown, *Towns, *Jones U (Shelby), *DeBerry L.

House Bill No. 1662 -- Transportation, Dept. of -- Provides that cities and counties which operate or provide funds to mass transit shall dedicate 22.22 percent of aid to mass transit systems. Amends TCA Title 54, Chapter 4, Part 1, and Title 54, Chapter 4, Part 2. by *Brooks, *Miller, *Towns.

***House Bill No. 1663** -- Board of Regents -- Adds comptroller of the treasury, secretary of state, and state treasurer to state board of regents as ex-officio, voting members. Amends TCA Title 49, Chapter 8. by *Head, *Davidson.

House Bill No. 1664 -- Education, Higher -- Enacts "Tennessee National Guard Tuition Reduction Act"; authorizes 25% reduction in tuition at state operated area technical vocational school or institution of higher learning to any member or child of the Tennessee National Guard; directs THEC to promulgate rules subject to approval of department of personnel; act takes effect July 1, 1994. by *Hargrove, *Williams (Williamson), *Whitson, *Kisber.

***House Bill No. 1665** -- District Attorneys -- Requires all criminal investigators be compensated according to present pay scale regardless of when employed. Amends TCA Title 8, Chapter 7, Part 2. by *Hargrove.

***House Bill No. 1666** -- District Attorneys -- Requires state to assume employee retirement contributions up to 5 percent of employees' earnable compensation of those full-time assistant district attorneys hired before July 1, 1994. Amends TCA Title 8, Chapter 34, Part 2. by *Hargrove.

House Bill No. 1667 -- Public Buildings -- Incorporates by reference Code of Federal Regulations, Part 36 Nondiscrimination on Basis of Disability by Public Accommodations and in Commercial Facilities, Subpart A, for compliance with building accessibility for handicapped instead of North Carolina Code. Amends TCA Section 68-120-204. by *Odom.

House Bill No. 1668 -- Medicine, Practice of -- Allows corporations primarily involved in health care to employee and salary physician; creates Class A misdemeanor offense for licensed physicians to pay for referrals of patients. Amends TCA Title 63 and Title 68. by *Purcell, *Byrd.

House Bill No. 1669 -- Criminal Offenses -- Creates exception to fee splitting prohibition against doctors in favor of fee sharing for practitioners marketed as part of alliance. Amends TCA Title 63. by *Purcell, *Byrd.

House Bill No. 1670 -- Budget Procedures -- Permits direct appropriation grant disbursement only after receipt of plan of activity and approval by commissioner of finance and administration. Amends TCA Title 9, Chapter 6, Part 1. by *DeBerry L.

House Bill No. 1671 -- Medical Occupations -- Clarifies that emergency medical services are considered authorized by insurance policy or MCO if such services are not denied within 30 minutes of request for authorization for treatment. Amends TCA Title 56, Chapter 7 and Title 68, Chapter 140. by *Odom, *Eckles.

House Bill No. 1672 -- Insurance, Health, Accident -- Defines "emergency medical services"; requires insurance coverage for such services. Amends TCA Title 56, Chapter 7 and Title 68, Chapter 140. by *Byrd, *Eckles.

House Bill No. 1673 -- Taxes, Sales -- Exempts repair of medical equipment or devices for handicapped persons from sales tax. Amends TCA Section 67-6-314. by *Lewis, *Eckles.

House Bill No. 1674 -- Dentists -- Enacts "Dental Patient Protection Act of 1995." Amends TCA Title 56. by *Lewis, *Eckles.

House Bill No. 1675 -- Bail, Bail Bonds -- Raises maximum amount of arrest or bail bond certificate acceptable as arrest or bail bond to guarantee court appearance from \$1,000 to \$5,000. Amends TCA Section 40-11-146. by *Williams (Williamson).

House Bill No. 1676 -- Workers' Compensation -- Requires that employees applying for workers' compensation benefits establish that injury arose out of course of employment. Amends TCA Title 4, Title 50 and Title 56. by *Kisber, *Head, *Cole (Dyer), *Rinks, *Phelan, *McDaniel.

House Bill No. 1677 -- Taxes, Privilege -- Forgives taxes, penalty and interest imposed by Services Tax Act, on at risk hospital which has remaining liability as of 1/1/95; defines "at risk hospital" as sole hospital in county in which located and having net operating loss established by audited financial statement for two consecutive fiscal years prior to 7/1/95. Amends TCA Title 68, Chapter 11, Part 2. by *Peach.

House Bill No. 1678 -- Crime, Victims of -- Establishes "Tennessee Victims Organization Fund"; authorizes \$2.00 litigation tax on criminal warrants. Amends TCA Title 67, Chapter 4, Part 6; Title 16, Chapter 3; Title 4, Chapter 41; and Title 4, Chapter 29. by *Kernell.

House Bill No. 1679 -- Telecommunications -- Adds cellular telephones to definition of "public utilities" that are regulated by public service commission. Amends TCA Title 65. by *Kernell.

***House Bill No. 1680** -- Lobbying, Lobbyists -- Expands requirements for lobbying activity reports; imposes new legislative influence report requirements. Amends TCA Title 3, Chapter 6. by *Kernell.

House Bill No. 1681 -- Children -- Directs department of human services to compile list of programs that encourage and nurture relationships between fathers and their children and to file with house and senate health and human resources committees by May 1, 1995, and annually thereafter; report to include numbers and types of services provided and targeted population. by *Kernell.

House Bill No. 1682 -- Advertising -- Increases permit and tag fees for outdoor advertising from \$75.00 to \$450; increases annual renewal fee for outdoor advertising permits from \$30.00 to \$180. Amends TCA Section 54-21-104. by *Kernell.

***House Bill No. 1683** -- Crime, Victims of -- Authorizes state courts to collect \$2.00 court costs from certain defendants to be deposited in crime stoppers assistance account. Amends TCA Title 40, Chapter 24, Part 1. by *Stamps.

***House Bill No. 1684** -- Children -- Establishes, incrementally, pilot network of community based, family focused, early childhood education development programs for unserved children, ages three and four, who are Headstart eligible or who are at risk of educational disadvantage or failure due to abuse, neglect, disability, or family dysfunction. Amends TCA Title 49, Chapter 6. by *Purcell, *Turner (Hamilton), *Bragg, *Chumney, *Duer.

House Bill No. 1685 -- Alcoholic Beverages -- Makes landlord interest holder in retail business when lease agreement is based upon percentage of profit or any other factor directly related to product sales by tenant. Amends TCA Section 57-3-406. by *Jones U (Shelby).

House Bill No. 1686 -- Criminal Offenses -- Requires person convicted of cemetery vandalism to make full restitution for damages resulting from such offense: such order of restitution to be in addition to other criminal penalties imposed for such offense. Amends TCA Section 46-2-105. by *Davidson.

House Bill No. 1687 -- Education -- Provides for conversion of existing pilot project study in Robertson County on Attention Deficit/Hyperactive Children Education Program into statewide model program for providing appropriate education and other services to ADHD children. Amends TCA Title 49. by *Davidson, *Head, *McMillan, *Eckles, *Williams (Williamson), *Purcell, *Winningham, *Bragg.

House Bill No. 1688 -- Appropriations -- Appropriates \$5 million to fund construction of light rail line between medical center and fairgrounds, Memphis. CAVEAT: Statutorily required appropriation language does not appear in caption. by *Bowers, *Turner (Shelby), *DeBerry L, *Chumney.

House Bill No. 1689 -- Memphis -- Subject to local approval, changes time for election of school board to provide for staggered terms of office. Amends Chapter 30, Acts of 1868-1869, as amended. by *Bowers, *Towns.

House Bill No. 1690 -- Workers' Compensation -- Authorizes risk sharing agreements for creation and operation of common fund pools, inter local agreements and other methods to allow municipal utilities and electric coops to provide administration and payment of obligations under workers' compensation law or other employee injury fund. Amends TCA Titles 50, 56; Title 7, Chapter 82. by *Coffey.

House Bill No. 1691 -- Domestic Violence -- Establishes domestic violence state coordinating council to develop domestic violence training programs and policies. Amends TCA Title 36, Chapter 3. by *Chumney, *Purcell, *Herron, *Hargrove, *Duer, *Halteman Harwell, *Pruitt, *Turner (Hamilton).

House Bill No. 1692 -- Victims Rights -- Requires district attorneys general to remit a portion of the delinquent fines, court costs and litigation taxes, (allocated to defray the costs of collecting such fines, costs, and taxes), to district attorneys general conference to be used in furtherance of Victims' Bill of Rights. Amends TCA Title 40, Chapter 24, Part 1. by *Hargrove.

House Bill No. 1693 -- Criminal Offenses -- Expands offense of retaliation against witness, judge, or juror to include conduct characterized by repeatedly following, harassing, or contacting by mail, telephone, or in person witness, judge, or juror. Amends TCA Section 39-16-510. by *Hargrove.

House Bill No. 1694 -- DUI/DWI Offenses -- Allows court to sentence person convicted of first DUI offense to remove litter from highways for period of 48 hours in lieu of incarceration. Amends TCA Section 55-10-403, to authorize. by *Hargrove.

House Bill No. 1695 -- Juries and Jurors -- Makes harassment of jurors after judgment or verdict is returned Class A misdemeanor. Amends TCA Title 39. by *Hargrove.

House Bill No. 1696 -- Victims Rights -- Makes communication by inmate or family of inmate with victim or family of victim of crime for which such inmate was convicted Class A misdemeanor. Inmate or family of inmate can communicate with victim or family of victim through court or with permission of victim or family. Amends TCA Title 40, Chapter 38. by *Hargrove.

House Bill No. 1697 -- Alcoholic Beverage Commission -- Authorizes retired alcoholic beverage commission agents to retain service weapon in recognition of such agent's years of public service. Amends TCA Section 38-6-105. by *Hargrove.

House Bill No. 1698 -- Employees, Employers -- Deletes required 30 minute unpaid rest break for employees scheduled to work six consecutive hours. Amends TCA Title 50, Chapter 2, Part 1. by *Cole (Carter).

House Bill No. 1699 -- Motor Vehicles, Titling and Registration -- Establishes system for impoundment of motor vehicle registration plates for offense of driving without license, DUI and certain other offenses. Amends TCA Title 55, Chapter 4. by *Ritchie.

House Bill No. 1700 -- Economic and Community Development, Dept. of -- Appropriates \$10.3 million to department of economic and community development, Tennessee Industrial Infrastructure Program. by *Kisber, *Naifeh, *Head, *Rhinehart, *Ridgeway, *Chumney, *Hargrove, *Bragg, *Purcell, *White, *Newton.

***House Bill No. 1701** -- Hospitals and Health Care Facilities -- Allows franchise/excise tax credits based upon portion of cost of medical supplies and equipment used by or placed in service by hospital company in this state. Amends TCA 67-4-804, 808, 812, 911, Title 67. by *Kisber.

House Bill No. 1702 -- Insurance Companies, Agents, Brokers -- Bases interest rate charged by insurance premium finance company on prime rate. Amends TCA Title 56, Chapter 37. by *Venable.

House Bill No. 1703 -- Utilities, Utility Districts -- Revises procedure by which utilities may pool information as to ongoing or upcoming excavations or demolitions which may affect service. Amends TCA Title 65, Chapter 31. by *Williams (Williamson).

House Bill No. 1704 -- Health -- Increases from every two to every three years requirement that HMO must be recertified by commissioner of health. Amends TCA Title 56. by *Eckles.

House Bill No. 1705 -- Medical Occupations -- Licenses orthopedic physician assistants. Amends TCA Title 63. by *Clabough, *Hargrove.

***House Bill No. 1706** -- County Government -- Provides that if county adopts County Financial Management System of 1981 then provisions of that system dealing with withdrawing education department from system do not apply; requires comptroller of the

treasury to concur with commissioner of education before so removing department from such system. Amends TCA Title 5, Chapter 21. by *Beavers.

*House Bill No. 1707 -- Education, Higher -- Provides 25 percent higher education tuition discount for children under 24 years of age of teachers retired with at least 25 years of service, as well as children of active teachers. Amends TCA Section 49-7-119. by *Beavers.

House Bill No. 1708 -- Game and Fish Laws -- Establishes inference that property is properly posted to prohibit hunting without permission if landowner or person in control of property signs affidavit to such effect. Amends TCA Title 70, Chapter 4. by *Callicott, *Phelan.

House Bill No. 1709 -- Medical Occupations -- Clarifies that board of electrology does not have authority or jurisdiction to regulate practice of medicine or dermatology or electrologists employed by physicians, dermatologists or osteopaths unless such employed persons are holding themselves out to be licensed electrologists. Amends TCA Title 63, Chapter 26. by *Arriola, *McDaniel, *Ritchie, *Walley, *Eckles.

*House Bill No. 1710 -- State Government -- Increases number of members on Tennessee Bicentennial Commission from 29 to 32 by adding three additional citizen members. Amends TCA Title 4, Chapter 44. by *Hargrove, *Stamps.

*House Bill No. 1711 -- Game and Fish Laws -- Authorizes TWRA to issue without charge sport fishing and hunting licenses to totally and permanently disabled residents upon certification by Social Security Administration or workers' compensation division. Amends TCA Title 70, Chapter 2. by *Ridgeway.

*House Bill No. 1712 -- Annexation -- Provides for binding arbitration with consent of parties in disputes arising under annexation by ordinance that have been judicially contested. Amends TCA Title 6, Chapter 51 and Title 29, Chapter 5. by *Venable.

*House Bill No. 1713 -- Election Laws -- Permits Shelby County election commission to establish policy permitting use of voting machines by group of citizens. Amends TCA Section 2-9-116. by *Miller.

*House Bill No. 1714 -- Election Laws -- Eliminates separate provisions for appointment of election precinct registrars and assistants for Shelby County; eliminates special provisions for filling vacancy caused by death or resignation of precinct registrar. Amends TCA Sections 2-12-202 and 2-12-206. by *Miller.

*House Bill No. 1715 -- Financial Disclosure -- Requires public officials who file conflict of interest disclosure statements with county election commission to file amended statements. Amends TCA Section 8-50-504. by *Miller.

*House Bill No. 1716 -- Insurance Companies, Agents, Brokers -- Amends Premium Finance Company Act of 1980, to require that refund of unearned premium upon cancellation of financed insurance contract

shall be on prorata basis. Amends TCA Title 56, Chapter 37. by *West.

***House Bill No. 1717** -- Appropriations -- Appropriates \$20,000 to Center for Independent Living of Middle Tennessee for fiscal year 1995-1996. by *Odom.

***House Bill No. 1718** -- Aircraft and Airports -- Declares that no municipal airport can be located so that any part of property of airport is within 18,000 feet of Native American Indian burial ground. Amends TCA Title 42, Chapters 3 and 5. by *Boyer.

***House Bill No. 1719** -- Civil Service -- Expands scope of career service by removing director level persons and persons serving in confidential or program management capacity to commissioner from executive service. Amends TCA Section 8-30-208(b). by *West, *Chumney, *Jones R (Shelby), *Turner (Hamilton).

House Bill No. 1720 -- Workers' Compensation -- Revises membership of workers' compensation advisory council to add attorney as voting member. Amends TCA 50-6-121. by *Jackson.

House Bill No. 1721 -- Tort Liability -- Adopts Uniform Comparative Fault Act of the American Law Institute. Amends TCA Title 29, Chapter 11. by *Jackson.

***House Bill No. 1722** -- Workers' Compensation -- Authorizes appropriation of funds to workers' compensation insurance fund as last resort if fund's obligations otherwise cannot be met. Amends TCA 505-314, 50-6-616. by *Jackson.

House Bill No. 1723 -- Tort Liability -- Authorizes amount of employer's subrogation interest to be reduced by percentage of fault assessed against any party from whom judgment is non collectible in cases in which worker recovers tort damages. Amends TCA Titles 29, 50. by *Jackson.

House Bill No. 1724 -- Workers' Compensation -- Exempts state competitive workers' compensation insurance pool from participation in assigned risk pool. Amends TCA 565-314. by *Jackson.

House Bill No. 1725 -- Workers' Compensation -- Abolishes Workers' Compensation Law. Amends TCA Title 50, Chapter 6. by *Jackson.

House Bill No. 1726 -- Revenue, Dept. of -- Declares taxpayers have right not to be held liable for taxes not properly collected when taxpayer was relying on faulty direction from department of revenue. Amends TCA 67-1-110. by *Jackson.

House Bill No. 1727 -- Solid Waste Disposal -- Caps fees for collection of residential, municipal and county solid waste at \$15.00 per ton; prohibits granting permit for solid waste disposal to certain persons. Amends TCA Title 68, Chapter 211. by *Jackson.

House Bill No. 1728 -- Hazardous Materials -- Prohibits portable hazardous waste treatment facilities from bringing hazardous wastes from outside of Tennessee into state for storage and treatment. Amends TCA Title 68, Chapter 212. by *Jackson.

House Bill No. 1729 -- Abortion -- Repeals parental notification; revives and reenacts parental consent to perform abortion on minor. Amends TCA 37-10-303; 39-15-202. by *Jackson, *McDaniel, *Wood, *McAfee, *Duer, *Peach, *Byrd, *Callicott, *Burchett, *Newton, *Joyce, *Stamps, *Walley, *Shirley, *Haley, *Ramsey, *Dunn, *Boyer, *Beavers.

House Bill No. 1730 -- Hospitals and Health Care Facilities -- Redefines "hospital" to mean institution regardless of form of ownership; adds definition of "public benefit corporation for dissolution of nonprofit corporation," as defined in TCA 4868-104, including any hospital owned by a county, municipal corporation or hospital authority created by private act. Amends TCA Titles 33, 48, 68. by *Jackson.

House Bill No. 1731 -- Taxes, Real Property -- Requires trustee to provide current property owner notice of property tax delinquency with tax bill, or subsequent tax sale is void. Amends TCA Title 67, Chapter 5. by *Buck.

***House Bill No. 1732** -- Pest Control -- Encourages reduction of use of pesticides in schools. by *Odom.

House Bill No. 1733 -- Election Laws -- Prohibits person's name being shown on ballot as nominee of political party for office of judge; provides that judges be elected on nonpartisan basis. Amends TCA Title 2, Chapter 13, Part 2. by *Chumney.

House Bill No. 1734 -- Courts -- Deletes provision requiring candidates qualifying to run for trial court judgeship to designate at time of qualifying court and part of court for which person intends to run. Amends TCA Title 2, Chapter 5 and Title 16, Chapter 2. by *Kernell.

***House Bill No. 1735** -- Financial Disclosure -- Establishes campaign contribution limits; requires candidate to list for contributions of more than \$100 occupation and employer of contributor; restricts gifts to public officials; and adds new campaign financial disclosure report for candidates. Amends TCA Title 2, Chapter 10; Title 3, Chapter 6 and Title 8, Chapter 50, Part 1. by *Kernell.

***House Bill No. 1736** -- Safety, Dept. of -- Changes from 30 to 90 days time when request for hearing to recover personal property seized as contraband must be filed with commissioner of safety. Amends TCA Title 53, Chapter 11, Part 2. by *Kernell.

House Bill No. 1737 -- Criminal Procedure -- Requires expungement of records after five years from date of conviction for misdemeanor upon petition to court by misdemeanant; does not apply to convictions for theft or DUI; imposes fee not to exceed \$25.00 for cost of destruction. Amends TCA 40-32-101. by *Kernell.

***House Bill No. 1738** -- Consumer Protection -- Creates office of public insurance counsel, independent agency to advocate for consumers as class in rate increase disputes and other matters before commissioner of commerce and insurance. Amends TCA Title 56. by *Arriola.

***House Bill No. 1739** -- Traffic Safety -- Adds "bicycle" to definition of "authorized emergency vehicle"; defines "certified police cyclist"; authorizes police cyclists to use bicycle as crowd control device; exempts police cyclist from certain laws regarding bicycle regulations. Amends TCA Title 55, Chapter 8. by *Robinson.

***House Bill No. 1740** -- State Government -- Increases number of citizen members on Bicentennial Commission from 15 to 21. Amends TCA Title 4, Chapter 44. by *Fowlkes.

***House Bill No. 1741** -- Taxes -- Decreases from 90 to 60 days coverage period for single report for reimbursement of sales tax on refunded purchases. Amends TCA Title 67. by *Stulce.

***House Bill No. 1742** -- Planning, Public -- Permits Hamilton County legislative body to appoint one member of regional planning commission rather than commissioner of economic and community development. Amends TCA Section 13-3-101. by *Stulce, *Wood, *McAfee, *Sharp, *Brown.

House Bill No. 1743 -- Railroads -- Creates pilot project to develop rail passenger service from Memphis to Nashville. Amends TCA Title 64 and Title 65. by *Ridgeway, *Purcell.

House Bill No. 1744 -- Bond Issues -- Authorizes general obligation bonds not to exceed \$35 million for TSU Stadium, including acquisition of real property and equipment. by. *Langster, *Purcell, *Pruitt.

House Bill No. 1745 -- Evidence -- Makes internal environmental audit reports prepared by owner privileged and immune from discovery. by *Head, *Napier, *Callicott, *Williams (Union), *Stulce, *Curtiss, *Cross, *McAfee, *Burchett, *McDonald, *Newton.

House Bill No. 1746 -- Public Records -- Prohibits using computers to record or store records unless computer program will reproduce records in non proprietary form; requires reproduction of all public records on magnetic disc or tape. Amends TCA Title 10, Chapter 7, Part 5. by *Purcell, *Bragg.

House Bill No. 1747 -- Treasurer, State -- Expands breadth of claims award fund; requires attorney general to report to state board of claims use of claims award fund used in defending actions against state and its employees; permits board of claims to reduce reimbursement to state employee if board finds failure to cooperate in defense. Amends TCA Section 9-8-109(d) and Section 9-8-112(h)(1). by *Purcell, *Ridgeway, *Hargrove.

House Bill No. 1748 -- Crime, Victims of -- Authorizes juvenile court, rather than probate court, to receive criminal injuries compensation award on behalf of minor. Amends TCA Section 40-24-107 and Title 29, Chapter 13, Parts 1 and 3. by *Purcell, *Ridgeway, *Hargrove.

House Bill No. 1749 -- Courts -- Revises investigative procedures of court of judiciary by authorizing employment of disciplinary counsel and dividing court into hearing panel and investigative panel. Amends TCA Title 17, Chapter 5. by *Purcell, *Buck, *Jackson, *Williams (Williamson).

House Bill No. 1750 -- Judicial Officers -- Increases compensation for senior judges; requires judicial council to recommend to general assembly number of assistant district public defender positions that need to be created in order to expedite death penalty appeals. Amends TCA Titles 17, 39. by *Purcell, *Jackson, *Williams (Williamson), *Buck.

House Bill No. 1751 -- Courts, General Sessions -- Establishes person to serve and methods and procedures by which process is to be served in general sessions courts. Amends TCA Title 16. by *Purcell, *Buck, *Jackson, *Williams (Williamson).

House Bill No. 1752 -- Business and Commerce -- Enacts "Tennessee Industrial Finance Corporation Act." by *Purcell, *Kisber, *Rhinehart, *Bragg, *Head, *Hargrove, *Bittle, *Jones R (Shelby), *Naifeh, *DeBerry L, *Walley, *Chumney, *Gunnels.

House Bill No. 1753 -- Hospitals and Health Care Facilities -- Authorizes hospitals to keep statistics on inpatient and outpatient discharges from hospitals; does not prohibit physicians licensed in Tennessee from providing medical services. Amends TCA Title 63, Chapter 6 and Title 68, Chapter 1. by *Jackson.

House Bill No. 1754 -- Solid Waste Disposal -- Authorizes department of environment and conservation to contract with commercial facility for disposal of whole tires. Amends TCA Title 67, Chapter 4, Part 16 and Title 68, Chapter 211. by *Miller, *Jones U (Shelby).

House Bill No. 1755 -- Teachers -- Provides for teachers in pilot projects to receive required subject area endorsements to continue teaching such courses if pilot program is implemented as regular curriculum course. Amends TCA Title 49, Chapter 5. by *Herron.

House Bill No. 1756 -- Motor Vehicles, Titling and Registration -- Requires inclusion of educational pamphlet regarding DUI/DWI laws in driver license and motor vehicle registration renewal notices. Amends TCA Title 55, Chapter 4 and Title 55, Chapter 50. by *Herron.

House Bill No. 1757 -- Motor Vehicles -- Creates Class B misdemeanor of permitting person who resides in same household to drive without driver license; authorizes impoundment of vehicle of person who drives on suspended or revoked license. Amends TCA Title 55, Chapter 4 and Title 55, Chapter 50. by *Herron.

House Bill No. 1758 -- Appropriations -- Declares that no state funds for appeal of capital cases shall be appropriated for allocation to Capital Case Resource Center of Tennessee, Inc., or any other non-governmental corporation or organization. Amends TCA Title 9. by *Bittle.

House Bill No. 1759 -- Criminal Procedure -- Enacts "Post-Conviction Procedure Act." Amends TCA Section 40-26-105 and Title 40, Chapter 30. by *Bittle.

House Bill No. 1760 -- Capital Punishment -- Requires the trial and appellate courts to give first priority in docketing to cases where the state has given notice of intent to seek the death

penalty or the defendant has been sentenced to death. Amends TCA Title 39, Chapter 13, Part 2. by *Bittle.

***House Bill No. 1761** -- Appeal and Review -- Alters standard of review of criminal sentences so that when defendant or state appeals there will no longer be de novo review on record by appellate court but state or defendant will have to prove trial court abused its discretion in imposing sentence to merit relief. Amends TCA Title 40, Chapter 35, Part 4. by *Bittle.

***House Bill No. 1762** -- Sentencing -- Requires person convicted of one of violent felonies enumerated in "3 strikes" definition (TCA 4035-120) on or after July 1, 1995, to serve 100 percent of sentence imposed by court. Amends TCA Title 40, Chapter 35. by *Bittle.

***House Bill No. 1763** -- Sentencing -- Provides that presumptive sentence for Class A felony shall change from minimum sentence in range to midpoint of range; other presumptive felony sentences would be unchanged. Amends TCA Section 40-35-210. by *Bittle.

***House Bill No. 1764** -- Criminal Offenses -- Removes requirement that first degree murder must be premeditated and deliberate; removes requirement that first degree felony murder must be reckless; removes requirement that second degree murder when death caused by unlawful drug distribution by reckless; raises vehicular homicide from Class C to Class B felony unless negligence of victim substantially contributed to victim's death. Amends TCA Title 39, Chapter 13, Part 2. by *Bittle.

***House Bill No. 1765** -- Criminal Procedure -- Changes felony murder aggravating circumstance used to determine whether death penalty should be imposed to require that murder knowingly committed, solicited, directed or aided by defendant, rather than that murder was committed by defendant while committing underlying felony; allows felony murder aggravating circumstance to be used if defendant played "substantial role" in committing underlying felony. Amends TCA Section 39-13-204. by *Bittle.

***House Bill No. 1766** -- Criminal Procedure -- Changes criminal defense of insanity from "defense" to "affirmative defense," meaning defendant has to give notice of intention to raise defense and establish defense by preponderance of evidence; removes from present defense prong allowing defendant to assert defense if unable to conform conduct to requirements of law. Amends TCA 39-11-501. by *Bittle.

***House Bill No. 1767** -- Sexual Offenses -- Provides that ignorance or mistake of fact is not defense to prosecution for offenses of rape of child or aggravated sexual battery. Amends TCA 39-11-502. by *Bittle.

***House Bill No. 1768** -- Criminal Offenses -- Redefines "burglary" to include that entry was with intent to commit assault as well as felony or theft; adds boats to list of items that are covered by burglary. Amends TCA 39-14-402. by *Bittle.

***House Bill No. 1769** -- Evidence -- Defines "domestic or family violence"; provides that in prosecutions for offenses involving domestic violence evidence of defendant's other charged or uncharged

acts of domestic violence are admissible to show predisposition of defendant or to prove defendant's character. Amends TCA Title 40, Chapter 17, Part 1. by *Bittle.

***House Bill No. 1770 -- Criminal Offenses --** Redefines offense of stalking to remove requirement that intention of defendant be proven and increases from Class E felony to Class C felony offense of stalking where defendant has prior conviction for stalking same victim within 7 years. Amends TCA Section 39-17-315. by *Bittle.

***House Bill No. 1771 -- Sexual Offenses --** Makes evidence of defendant's charged or uncharged crimes or acts admissible as evidence in prosecutions of sexual offenses for purpose of showing defendant's predisposition to commit offense or to prove defendant's character traits. Amends TCA Title 40, Chapter 17, Part 1. by *Bittle.

***House Bill No. 1772 -- Juvenile Offenders --** Permits juvenile less than 16 who was attempting to commit offenses of first and second degree murder, rape, aggravated rape, aggravated robbery, especially aggravated robbery, kidnapping, aggravated kidnapping or especially aggravated kidnapping to be transferred from juvenile court for trial as adult as well as juveniles actually committing such offenses. Amends TCA 37-1-134. by *Bittle.

***House Bill No. 1773 -- Sentencing --** Permits the district attorney general to use prior delinquent acts that would constitute a felony if committed by an adult to enhance the sentence of an adult offender as a multiple, persistent or career offender. Amends TCA Title 40, Chapter 35. by *Bittle.

***House Bill No. 1774 -- Pardons and Paroles --** Raises parolee's monthly contribution amount toward cost of supervision and probation from \$5.00 to \$15.00; allows dispersal of funds for drug screening of parolees. Amends TCA Title 40. by *Bittle.

***House Bill No. 1775 -- Bail, Bail Bonds --** Requires that bail of defendant convicted of Class A or Class B felony be revoked immediately upon conviction in trial court. Amends TCA 40-11-113. by *Bittle.

***House Bill No. 1776 -- Criminal Procedure --** Equalizes number of peremptory jury challenges defendant and prosecution are allowed in criminal cases so that in capital cases each side gets ten; in felony cases each side gets six; and in misdemeanor cases each side gets three. Amends TCA Title 40, Chapter 18. by *Bittle.

***House Bill No. 1777 -- Juvenile Offenders --** Removes \$600 cap on minor's responsibility for delinquent activities when monetary restitution required. Amends TCA Title 37. by *Bittle.

***House Bill No. 1778 -- Sentencing --** Requires person committing certain violent felony on or after July 1, 1995, who has prior conviction for certain violent felony to be sentenced to life without possibility of parole. Amends TCA Title 40, Chapter 35. by *Bittle.

***House Bill No. 1779 -- Crime, Victims of --** Permits local law enforcement agency to prosecute felonies committed at colleges or universities. by *Kernell.

***House Bill No. 1780** -- Licenses -- Enacts "Electricians Licensing Act of 1995." Amends TCA Title 62, Chapter 6. by *Eckles.

House Bill No. 1781 -- Welfare -- Revises membership of interagency coordination council on welfare independence. Amends TCA Title 71. by *Chumney.

***House Bill No. 1782** -- Minority Affairs -- Provides that any person, who claims to be aggrieved by discriminatory practice prohibited by Civil Rights Act of 1964, Title VI, may file complaint within 180 days of alleged discriminatory act. Such complaint shall be filed with federal funding agency, with state agency through which federal funding was transmitted, or with human rights commission. Remedies may include withholding or withdrawal of federal funds. Amends TCA Title 4, Chapter 21, Part 9. by *Davis.

***House Bill No. 1783** -- Human Services, Dept. of -- Authorizes commissioner of human services to implement changes necessary to meet changes in federal welfare reform; requires all state agencies to cooperate with department relevant to federal welfare reform. Amends TCA. by *Bittle.

***House Bill No. 1784** -- Planning, Public -- Abolishes state planning office; transfers statutory responsibilities of office and director to executive department or other state agencies. Amends or repeals TCA Titles 4, 9, 13, 64, 68. by *Bittle.

***House Bill No. 1785** -- Boards and Commissions -- Purports to amend law concerning film, entertainment and music commission. Amends TCA Title 4, Chapter 3. by *Bittle.

***House Bill No. 1786** -- Insurance Companies, Agents, Brokers -- Purports to amend law concerning insurance; makes no substantive changes. Amends TCA Title 56. by *Bittle.

***House Bill No. 1787** -- Juvenile Offenders -- Makes choice of adult facility in which juvenile offender is located matter for discretion of commissioner of correction. Amends TCA 37-1-134. by *Bittle.

***House Bill No. 1788** -- Criminal Procedure -- Requires collection of biological specimens for DNA analysis from certain sexual offenders before sentencing. Amends TCA 40-35-321. by *Davis.

***House Bill No. 1789** -- Industrial Development -- Eliminates industrial and agricultural development commission; creates Tennessee board for economic growth. Amends TCA 4-14-101. by *Bittle.

***House Bill No. 1790** -- Education -- Requires that student who brings firearm onto school grounds without proper authorization be expelled from school for one year. Amends TCA 49-6-3401. by *Davis.

***House Bill No. 1791** -- Unemployment Compensation -- Makes new requirements of unemployed persons who wish to claim benefits; revises grounds for disqualification of benefits. Amends TCA Section 50-7-302(a) and Section 50-7-303(a)(4). by *Bittle.

*House Bill No. 1792 -- Unemployment Compensation -- Establishes procedures for charging employer's experience rating account in certain circumstances. Amends TCA 50-7-205(a), 207(c)(6), 403(d)(1). by *Bittle.

*House Bill No. 1793 -- Unemployment Compensation -- Purports to clarify Employment Security Law. Amends TCA Sections 50-7-303; 50-7-304; 50-7-305 and 50-7-404. by *Bittle.

*House Bill No. 1794 -- Regional Authorities -- Exempts Tennessee Ocoee Development Agency from certain procedures in preparation for 1996 Olympic event. Amends TCA Title 64. by *Davis.

*House Bill No. 1795 -- Managed Care Organizations -- Requires HMOs to pay certain taxes on quarterly basis rather than annual basis. Amends TCA 56-32-224(b). by *Bittle.

*House Bill No. 1796 -- Insurance Companies, Agents, Brokers -- Changes second quarterly due date for gross insurance premium tax from August 29 to August 20. Amends TCA 56-4-205(a)(2). by *Bittle.

*House Bill No. 1797 -- Employment Security, Dept. of -- Purports to amend Tennessee Employment Security Law regarding disqualification for unemployment compensation benefits. Amends TCA Sections 50-7-303; 50-7-304; 50-7-305 and 50-7-404. by *Bittle.

*House Bill No. 1798 -- Unclaimed Property -- Purports to amend law concerning unclaimed property; makes no substantive change in law. Amends TCA Title 66, Chapter 29. by *Bittle.

*House Bill No. 1799 -- Taxes, Sales -- Purports to amend law relative to state funds and sales and use taxes. Amends TCA Title 9, Chapter 4 and Title 67, Chapter 6. by *Bittle.

*House Bill No. 1800 -- Boards and Commissions -- Purports to amend law relative to regulatory boards. Amends TCA Title 56, Chapter 1, Part 3; Title 62, Chapter 1 and Title 63, Chapter 1. by *Bittle.

*House Bill No. 1801 -- Economic and Community Development -- Purports to amend law concerning economic "development" and growth. Amends TCA Title 4, Chapter 17. by *Bittle.

*House Bill No. 1802 -- Workers' Compensation -- Purports to amend law concerning workers' compensation; makes no substantive change in law. Amends TCA Title 50, Chapter 6. by *Bittle.

*House Bill No. 1803 -- Workers' Compensation -- Purports to amend law concerning workers' compensation; makes no substantive change. Amends TCA Title 50, Chapter 6. by *Bittle.

*House Bill No. 1804 -- Motor Vehicles, Titling and Registration -- Provides that free transfer of motor vehicle title occurs only on death of "husband or wife" rather than present law which allows such transfer on death of "spouse." Amends TCA Title 55, Chapter 6. by *Davis.

*House Bill No. 1805 -- Taxes -- Purports to amend privilege tax law; makes no substantive change. Amends TCA Title 67, Chapter 4. by *Bittle.

***House Bill No. 1806** -- Workers' Compensation -- Makes inconsequential change in language relative to previous physical impairments and liability therefor under second injury fund by changing "as prescribed above" to "as outlined above." Amends TCA Title 50, Chapter 6. by *Bittle.

***House Bill No. 1807** -- Tennessee Housing Development Agency -- Purports to amend law concerning THDA; makes no substantive change. Amends TCA Title 13, Chapter 23. by *Bittle.

***House Bill No. 1808** -- Financial Institutions, Dept. of -- Purports to amend law relative to financial institutions. Amends TCA Title 45, Chapter 1. by *Bittle.

***House Bill No. 1809** -- Public Contracts -- Changes bidding procedures to be followed by general contractors submitting bids to department of general services. Amends TCA 62-6-119. by *Davis.

***House Bill No. 1810** -- Custody and Support -- Allows health insurance premiums paid to cover child be used to determine maximum income assignment for child support. Amends TCA Title 36, Chapters 2, 5; Title 37, Chapter 1. by *Davis.

***House Bill No. 1811** -- Interstate Compacts -- Authorizes Tennessee's participation in Emergency Management Assistance Compact; restates language of compact. Amends TCA 58-2-401; Title 58, Chapter 2, Part 4. by *Davis.

***House Bill No. 1812** -- Taxes -- Clarifies that sales and use tax exemptions and reduced rates applicable to purchases made by manufacturers of tangible personal property for resale do not apply to contractor whose principal business is performance of contracts to improve realty. Amends TCA Sections 67-6-102, 67-6-209, and 67-1-1802. by *Davis.

***House Bill No. 1813** -- Taxes -- Lowers minimum dollar value from \$20,000 to \$10,000 of state taxes due whereby commissioner of revenue may require payment in full on or before due date. Amends TCA 67-1-703. by *Bittle.

***House Bill No. 1814** -- Sentencing -- Makes aggravated assault on employee of department of youth development or department of correction enhancement factor in terms of sentencing for aggravated assault. Amends TCA 39-13-102(d). by *Davis.

***House Bill No. 1815** -- Youth Development, Dept. of -- Defines as "state employee" contract secured employee of department of youth development solely to extent such employee is permitted to drive state vehicle for the purpose of transportation of juveniles. Amends TCA 8-42-101(3)(A). by *Davis.

***House Bill No. 1816** -- Sentencing -- Purports to revise law concerning sentencing commission. Amends TCA Title 40, Chapter 37. by *Bittle.

***House Bill No. 1817** -- Veterans' Affairs, Dept. of -- Provides that department of veterans' affairs "shall be under" supervision of commissioner, rather than present provision that department "is under"

commissioner's supervision. Amends TCA Title 4, Chapter 3. by *Bittle.

*House Bill No. 1818 -- Probation -- Purports to amend law regarding probation and parole system. Amends TCA Title 40, Chapter 28. by *Bittle.

*House Bill No. 1819 -- Victims Rights -- Purports to amend law concerning victims' rights. Amends TCA Title 40, Chapter 38. by *Bittle.

*House Bill No. 1820 -- Youth Development, Dept. of -- Provides that department of youth development "shall be under" the supervision of commissioner, rather than present provision that department "is under" the commissioner's supervision. Amends TCA Title 4, Chapter 3. by *Bittle.

*House Bill No. 1821 -- Criminal Procedure -- Purports to amend law concerning prevention of crimes. Amends TCA Title 38. by *Bittle.

*House Bill No. 1822 -- Criminal Procedure -- Purports to amend law regarding fraudulent sale of pledged property, such as cotton, tobacco, produce or other personal property. Amends TCA Title 40. by *Bittle.

*House Bill No. 1823 -- Juvenile Offenders -- Provides that references in juvenile court law to department of correction "shall be construed to mean" the department of youth development rather than provision in present law which provides that such reference "is construed to mean" the department of youth development. Amends TCA Title 37. by *Bittle.

*House Bill No. 1824 -- Penal and Reformatory Institutions -- Purports to change law concerning correctional institutions. Amends TCA Title 41. by *Bittle.

DELAYED BILLS REFERRED

Pursuant to Rule No. 77, having been prefiled for introduction, House Bill(s) No(s). 1825, was/were referred to the Delayed Bills Committee.

House Bill No. 1825 -- Game and Fish Laws -- Enacts "Hunter's and Fisherman's Right to Know Act." Amends TCA Title 69, Chapter 3. by *Odom.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill:

*Senate Bill No. 120 -- Naming and Designating - Redesignates landscaped top surface area of Legislative Plaza embracing area once contained within Victory Park as "War Memorial Plaza"; directs department of general services in cooperation with legislative

building facilities manager to erect suitable markers or affix suitable signs. by *Henry, *Harper, *Womack.

***Senate Bill No. 247** -- County Officers - Permits any county official authorized to file salary lawsuit to use letter of agreement whether or not the official's office operates under fee system. Amends TCA 8-20-101(c). by *Rochelle.

***Senate Bill No. 250** -- County Officers - Revises duties of register. Amends TCA Sections 4-31-707, 8-13-108, 66-11-142 and 68-221-408. by *Rochelle.

***Senate Bill No. 251** -- Municipal Government - Revises law concerning municipal government. Amends TCA 6-1-201, 203, 205; 6-2-201; 6-4-302; 6-18-103, 106; 6-19-101; 6-20-215; 6-21-108, 502; 6-22-124; 6-30-106. by *Rochelle.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 1233 -- Education -- House Education Committee

***House Bill No. 1234** -- Education -- House Education Committee

House Bill No. 1235 -- Education -- House Education Committee

House Bill No. 1236 -- Traffic Safety -- House Judiciary Committee

***House Bill No. 1237** -- Highway Signs -- House Transportation Committee

***House Bill No. 1238** -- Highway Signs -- House Transportation Committee

House Bill No. 1239 -- Motor Vehicles -- House Transportation Committee

House Bill No. 1240 -- Weakley County -- Local Bill Held on House Desk

House Bill No. 1241 -- Juries and Jurors -- House Judiciary Committee

House Bill No. 1242 -- Public Defenders -- House Judiciary Committee

House Bill No. 1243 -- Advertising -- House Transportation Committee

House Bill No. 1244 -- State Symbols -- House State and Local Government Committee

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House Bill No. 1245 -- Civil Procedure -- House Judiciary
Committee

House Bill No. 1246 -- Civil Procedure -- House Judiciary
Committee

House Bill No. 1247 -- Highway Signs -- House Transportation
Committee

House Bill No. 1248 -- Hospitals and Health Care Facilities --
Caption Bill Held on House Desk

House Bill No. 1249 -- Hospitals and Health Care Facilities --
Caption Bill Held on House Desk

House Bill No. 1250 -- Hospitals and Health Care Facilities --
Caption Bill Held on House Desk

House Bill No. 1251 -- Hospitals and Health Care Facilities --
Caption Bill Held on House Desk

House Bill No. 1252 -- Welfare -- Caption Bill Held on House
Desk

House Bill No. 1253 -- Penal and Reformatory Institutions --
Caption Bill Held on House Desk

House Bill No. 1254 -- Taxes -- Caption Bill Held on House
Desk

House Bill No. 1255 -- Sentencing -- Caption Bill Held on
House Desk

House Bill No. 1256 -- Criminal Procedure -- Caption Bill
Held on House Desk

House Bill No. 1257 -- Pensions and Retirement Benefits --
House Finance, Ways and Means Committee

House Bill No. 1258 -- Hospitals and Health Care Facilities --
Caption Bill Held on House Desk

House Bill No. 1259 -- Hospitals and Health Care Facilities --
House Health and Human Resources Committee

House Bill No. 1260 -- Hospitals and Health Care Facilities --
House Health and Human Resources Committee

House Bill No. 1261 -- Children, Employment of -- House
Consumer and Employees Affairs Committee

House Bill No. 1262 -- Workers' Compensation -- House Consumer
and Employees Affairs Committee

House Bill No. 1263 -- Judgments -- House Judiciary Committee

House Bill No. 1264 -- Historical Sites -- House Conservation
and Environment Committee

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House Bill No. 1265 -- Historical Sites -- House Conservation
and Environment Committee

House Bill No. 1266 -- Sexual Offenses -- House Judiciary
Committee

House Bill No. 1267 -- Criminal Offenses -- House Judiciary
Committee

House Bill No. 1268 -- Employees, Employers -- House
Judiciary Committee

House Bill No. 1269 -- Taxes, Privilege -- House Finance,
Ways and Means Committee

House Bill No. 1270 -- Contractors -- House Commerce
Committee

House Bill No. 1271 -- Contractors -- House Commerce
Committee

House Bill No. 1272 -- Contractors -- Caption Bill Held on
House Desk

House Bill No. 1273 -- Attorneys at Law -- House Judiciary
Committee

*House Bill No. 1274 -- Motor Vehicles -- Caption Bill Held
on House Desk

House Bill No. 1275 -- Oliver Springs -- Local Bill Held on
House Desk

House Bill No. 1276 -- Recreation -- House Conservation and
Environment Committee

House Bill No. 1277 -- Taxes, Gasoline, Petroleum Products --
House Transportation Committee

House Bill No. 1278 -- Gas, Petroleum Products, Volatile Oils
-- House Conservation and Environment Committee

House Bill No. 1279 -- Environment and Conservation, Department
of -- House State and Local Government Committee

House Bill No. 1280 -- Aircraft and Airports -- House State
and Local Government Committee

House Bill No. 1281 -- Criminal Offenses -- House Judiciary
Committee

House Bill No. 1282 -- Firefighters -- House State and Local
Government Committee

House Bill No. 1283 -- Pensions and Retirement Benefits --
House Finance, Ways and Means Committee

House Bill No. 1284 -- Election Laws -- House State and Local
Government Committee

WEDNESDAY, FEBRUARY 22, 1995 -- ELEVENTH LEGISLATIVE DAY

House Bill No. 1285 -- Drugs -- House Judiciary Committee

House Bill No. 1286 -- TennCare -- House Commerce Committee

*House Bill No. 1287 -- Tennessee Bureau of Investigation --
House Commerce Committee

House Bill No. 1288 -- Hospitals and Health Care Facilities --
Caption Bill Held on House Desk

House Bill No. 1289 -- Civil Procedure -- House Judiciary
Committee

House Bill No. 1290 -- Tort Liability -- House Judiciary
Committee

House Bill No. 1291 -- Game and Fish Laws -- House
Conservation and Environment Committee

House Bill No. 1292 -- Utilities, Utility Districts -- House
State and Local Government Committee

House Bill No. 1293 -- Civil Procedure -- House
Transportation Committee

House Bill No. 1294 -- Hamilton County -- Local Bill Held on
House Desk

House Bill No. 1295 -- Utilities, Utility Districts -- House
State and Local Government Committee

House Bill No. 1296 -- Taxes, Real Property -- House State
and Local Government Committee

House Bill No. 1297 -- Inheritance Laws -- House Judiciary
Committee

House Bill No. 1298 -- Veterinarians -- House Judiciary
Committee

House Bill No. 1299 -- Health, Dept. of -- House Commerce
Committee

House Bill No. 1300 -- District Attorneys -- House Judiciary
Committee

House Bill No. 1301 -- District Attorneys -- House Judiciary
Committee

House Bill No. 1302 -- District Attorneys -- House Judiciary
Committee

House Bill No. 1303 -- Insurance Companies, Agents, Brokers --
House Commerce Committee

House Bill No. 1304 -- Real Property -- House State and Local
Government Committee

WEDNESDAY, FEBRUARY 22, 1995 -- ELEVENTH LEGISLATIVE DAY

House Bill No. 1305 -- Motor Vehicles, Titling and Registration
-- House Transportation Committee

House Bill No. 1306 -- Cocke County -- House Conservation and
Environment Committee

House Bill No. 1307 -- Banks and Financial Institutions --
House Commerce Committee

House Bill No. 1308 -- Loan Companies -- House Commerce
Committee

House Bill No. 1309 -- Bail, Bail Bonds -- House Judiciary
Committee

House Bill No. 1310 -- Managed Care Organizations -- House
Commerce Committee

House Bill No. 1311 -- Health -- House Commerce Committee

House Bill No. 1312 -- Codes -- House State and Local
Government Committee

*House Bill No. 1313 -- Physicians and Surgeons -- House
Health and Human Resources Committee

House Bill No. 1314 -- Parks, Natural Areas Preservation --
House Conservation and Environment Committee

House Bill No. 1315 -- Criminal Offenses -- House Judiciary
Committee

House Bill No. 1316 -- Employment Security, Dept. of -- House
State and Local Government Committee

House Bill No. 1317 -- Gas, Petroleum Products, Volatile Oils
-- House Conservation and Environment Committee

*House Bill No. 1318 -- Taxes, Privilege -- House Finance,
Ways and Means Committee

House Bill No. 1319 -- Taxes, Income -- House Finance, Ways
and Means Committee

House Bill No. 1320 -- Physicians and Surgeons -- House
Health and Human Resources Committee

House Bill No. 1321 -- Medical Occupations -- Caption Bill
Held on House Desk

House Bill No. 1322 -- Animals -- House Agriculture Committee

House Bill No. 1323 -- Taxes -- House Finance, Ways and Means
Committee

House Bill No. 1324 -- Probate Law -- House Judiciary
Committee

House Bill No. 1325 -- Workers' Compensation -- House Consumer
and Employees Affairs Committee

WEDNESDAY, FEBRUARY 22, 1995 -- ELEVENTH LEGISLATIVE DAY

House Bill No. 1326 -- Workers' Compensation -- House Consumer and Employees Affairs Committee

House Bill No. 1327 -- Environmental Preservation -- House Conservation and Environment Committee

House Bill No. 1328 -- Guardianship -- House Judiciary Committee

House Bill No. 1329 -- Insurance, Health, Accident -- House Commerce Committee

House Bill No. 1330 -- County Government -- House State and Local Government Committee

House Bill No. 1331 -- Tennessee Wildlife Resources Agency -- House Conservation Committee

*House Bill No. 1332 -- Solid Waste Disposal -- House State and Local Government Committee

House Bill No. 1333 -- Local Government, General -- House State and Local Government Committee

House Bill No. 1334 -- Election Laws -- House State and Local Government Committee

House Bill No. 1335 -- Insurance, Health, Accident -- House Commerce Committee

*House Bill No. 1336 -- Environment and Conservation, -- House Conservation and Environment Committee

House Bill No. 1337 -- Civil Procedure -- House Judiciary Committee

House Bill No. 1338 -- Medical Occupations -- House Health and Human Resources Committee

House Bill No. 1339 -- Nurses, Nursing -- House Health and Human Resources Committee

House Bill No. 1340 -- Architects and Engineers -- House Commerce Committee

House Bill No. 1341 -- Architects and Engineers -- House Commerce Committee

House Bill No. 1342 -- Architects and Engineers -- House Government Operations Committee

House Bill No. 1343 -- Architects and Engineers -- House Commerce Committee

House Bill No. 1344 -- Architects and Engineers -- House Commerce Committee

WEDNESDAY, FEBRUARY 22, 1995 -- ELEVENTH LEGISLATIVE DAY

House Bill No. 1345 -- Architects and Engineers -- House
Judiciary Committee

House Bill No. 1346 -- Constitutional Conventions -- House
State and Local Government Committee

House Bill No. 1347 -- Education, Higher -- House Education
Committee

House Bill No. 1348 -- Pensions and Retirement Benefits --
House Finance, Ways and Means Committee

House Bill No. 1349 -- Education -- House Education Committee

House Bill No. 1350 -- Charitable Solicitations -- House
Consumer and Employees Affairs Committee

House Bill No. 1351 -- Taxes, Real Property -- House State
and Local Government Committee

House Bill No. 1352 -- County Officers -- House State and
Local Government Committee

House Bill No. 1353 -- Trousedale County -- Local Bill Held on
House Desk

House Bill No. 1354 -- Juvenile Offenders -- House Judiciary
Committee

House Bill No. 1355 -- School Districts, Special -- House
Education Committee

House Bill No. 1356 -- Police -- House State and Local
Government Committee

House Bill No. 1357 -- Sentencing -- House Judiciary
Committee

*House Bill No. 1358 -- Tort Liability -- House Judiciary
Committee

House Bill No. 1359 -- Financial Disclosure -- House State
and Local Government Committee

House Bill No. 1360 -- Motor Vehicles -- House Transportation
Committee

*House Bill No. 1361 -- Custody and Support -- House
Judiciary Committee

House Bill No. 1362 -- Children -- House Judiciary Committee

House Bill No. 1363 -- Emergency Communications Districts --
House State and Local Government Committee

House Bill No. 1364 -- Pensions and Retirement Benefits --
House Finance, Ways and Means Committee

House Bill No. 1365 -- Constitutional Conventions -- House
State and Local Government Committee

WEDNESDAY, FEBRUARY 22, 1995 -- ELEVENTH LEGISLATIVE DAY

House Bill No. 1366 -- Trousdale County -- House State and Local Government Committee

House Bill No. 1367 -- Codes -- Caption Bill Held on House Desk

House Bill No. 1368 -- Marriage -- House Health and Human Resources Committee

House Bill No. 1370 -- Appropriations -- House State and Local Government Committee

*House Bill No. 1371 -- Annexation -- House State and Local Government Committee

House Bill No. 1372 -- Marriage -- House Judiciary Committee

House Bill No. 1373 -- Election Laws -- House State and Local Government Committee

House Bill No. 1374 -- Election Laws -- House State and Local Government Committee

House Bill No. 1375 -- Election Laws -- House State and Local Government Committee

House Bill No. 1376 -- Election Laws -- House State and Local Government Committee

House Bill No. 1377 -- General Assembly -- House State and Local Government Committee

House Bill No. 1378 -- Public Defenders -- House Judiciary Committee

House Bill No. 1379 -- Corporations -- House Commerce Committee

House Bill No. 1380 -- Education -- House Education Committee

House Bill No. 1381 -- Criminal Procedure -- House Judiciary Committee

House Bill No. 1382 -- Hospitals and Health Care Facilities -- House Finance, Ways and Means Committee

*House Bill No. 1383 -- Crime, Victims of -- House Judiciary Committee

House Bill No. 1384 -- Corporations, Not for Profit -- House Commerce Committee

House Bill No. 1385 -- Hazardous Materials -- House Conservation and Environment Committee

House Bill No. 1386 -- Hospitals and Health Care Facilities -- House Health and Human Resources Committee

WEDNESDAY, FEBRUARY 22, 1995 -- ELEVENTH LEGISLATIVE DAY

House Bill No. 1387 -- Taxes, Privilege -- Caption Bill Held on House Desk

*House Bill No. 1388 -- Housing -- House State and Local Government Committee

House Bill No. 1389 -- Physicians and Surgeons -- House Health and Human Resources Committee

*House Bill No. 1390 -- Highways, Roads and Bridges -- House Transportation Committee

House Bill No. 1391 -- Judges and Chancellors -- House Judiciary Committee

House Bill No. 1392 -- Municipal Government -- House State and Local Government Committee

House Bill No. 1393 -- Criminal Offenses -- House Judiciary Committee

House Bill No. 1394 -- Constitutional Conventions -- House State and Local Government Committee

House Bill No. 1395 -- Corporations -- House Commerce Committee

House Bill No. 1396 -- Physicians and Surgeons -- House Health and Human Resources Committee

House Bill No. 1397 -- Motor Vehicles -- Caption Bill Held on House Desk

House Bill No. 1398 -- Insurance, Motor Vehicles -- Caption Bill Held on House Desk

House Bill No. 1399 -- Insurance, Motor Vehicles -- House Commerce Committee

House Bill No. 1400 -- State Employees -- House State and Local Government Committee

House Bill No. 1401 -- Pensions and Retirement Benefits -- House Finance, Ways and Means Committee

House Bill No. 1402 -- Taxes, Privilege -- House Finance, Ways and Means Committee

House Bill No. 1403 -- State Employees -- House State and Local Government Committee

House Bill No. 1404 -- Pensions and Retirement Benefits -- House Finance, Ways and Means Committee

House Bill No. 1405 -- State Employees -- House Finance, Ways and Means Committee

House Bill No. 1406 -- Juvenile Offenders -- House Judiciary Committee

WEDNESDAY, FEBRUARY 22, 1995 -- ELEVENTH LEGISLATIVE DAY

*House Bill No. 1407 -- Cemeteries -- House Commerce
Committee

House Bill No. 1408 -- Telecommunications -- House Commerce
Committee

*House Bill No. 1409 -- Cemeteries -- Caption Bill Held on
House Desk

House Bill No. 1410 -- Hotels and Restaurants -- House
Commerce Committee

House Bill No. 1411 -- Public Funds and Financing -- Caption
Bill Held on House Desk

*House Bill No. 1412 -- Taxes, Sales -- House Finance, Ways
and Means Committee

*House Bill No. 1413 -- Motor Vehicles, Titling and
Registration -- Caption Bill Held on House Desk

House Bill No. 1414 -- Election Laws -- House State and Local
Government Committee

House Bill No. 1415 -- Civil Procedure -- House Judiciary
Committee

House Bill No. 1416 -- Custody and Support -- House Judiciary
Committee

House Bill No. 1417 -- Criminal Offenses -- House Judiciary
Committee

House Bill No. 1418 -- Taxes, Franchise -- House Finance,
Ways and Means Committee

House Bill No. 1419 -- General Assembly, Studies -- House
Health and Human Resources Committee

House Bill No. 1420 -- Civil Procedure -- House Judiciary
Committee

House Bill No. 1421 -- Appropriations -- House Transportation
Committee

House Bill No. 1422 -- Appropriations -- House Transportation
Committee

House Bill No. 1423 -- Education -- House Education Committee

House Bill No. 1424 -- Planning, Public -- House State and
Local Government Committee

House Bill No. 1425 -- Appropriations -- House Transportation
Committee

House Bill No. 1426 -- Appropriations -- House Transportation
Committee

WEDNESDAY, FEBRUARY 22, 1995 -- ELEVENTH LEGISLATIVE DAY

House Bill No. 1427 -- Planning, Public -- House State and Local Government Committee

House Bill No. 1428 -- Custody and Support -- House Judiciary Committee

House Bill No. 1429 -- Housing -- House State and Local Government Committee

House Bill No. 1430 -- Housing -- House State and Local Government Committee

House Bill No. 1431 -- Housing -- House State and Local Government Committee

House Bill No. 1432 -- Emergency Communications Districts -- House State and Local Government Committee

House Bill No. 1433 -- Public Defenders -- House Judiciary Committee

House Bill No. 1434 -- County Government -- House Judiciary Committee

House Bill No. 1435 -- TennCare -- House Commerce Committee

House Bill No. 1436 -- Taxes -- Caption Bill Held on House Desk

House Bill No. 1437 -- Child Abuse -- House Health and Human Resources Committee

House Bill No. 1438 -- TennCare -- House Commerce Committee

House Bill No. 1439 -- Motor Vehicles -- House Transportation Committee

House Bill No. 1440 -- School Transportation -- House Transportation Committee

House Bill No. 1441 -- Election Laws -- Caption Bill Held on House Desk

House Bill No. 1442 -- Shelby County -- Local Bills Held on House Desk

*House Bill No. 1443 -- Economic and Community Development -- House State and Local Government Committee

House Bill No. 1444 -- Licenses -- House State and Local Government Committee

House Bill No. 1445 -- Motor Vehicles -- House State and Local Government Committee

House Bill No. 1446 -- Alcoholic Beverages -- House State and Local Government Committee

House Bill No. 1447 -- Education -- House Education Committee

House Bill No. 1448 -- Education -- House Education Committee

*House Bill No. 1449 -- Political Parties -- House State and Local Government Committee

House Bill No. 1450 -- Pardons and Paroles -- Caption Bill Held on House Desk

House Bill No. 1451 -- Alcoholic Beverages -- House State and Local Government Committee

*House Bill No. 1452 -- Tennessee Arts Commission -- House State and Local Government Committee

House Bill No. 1453 -- Food and Food Products -- House Health and Human Resources Committee

House Bill No. 1454 -- Hospitals and Health Care Facilities -- House Health and Human Resources Committee

House Bill No. 1455 -- Autopsies -- House Health and Human Resources Committee

House Bill No. 1456 -- DUI/DWI Offenses -- House Judiciary Committee

House Bill No. 1457 -- Driver Licenses -- House Judiciary Committee

House Bill No. 1458 -- Aged Persons -- House State and Local Government Committee

House Bill No. 1459 -- Firearms and Ammunition -- House State and Local Government Committee

House Bill No. 1460 -- Custody and Support -- House Judiciary Committee

House Bill No. 1461 -- Election Laws -- House State and Local Government Committee

House Bill No. 1462 -- Correctional Programs -- House State and Local Government Committee

House Bill No. 1463 -- Constitutional Conventions -- House State and Local Government Committee

House Bill No. 1464 -- Managed Care Organizations -- Caption Bill Held on House Desk

House Bill No. 1465 -- Managed Care Organizations -- Caption Bill Held on House Desk

House Bill No. 1466 -- Managed Care Organizations -- Caption Bill Held on House Desk

House Bill No. 1467 -- Workers' Compensation -- House Consumer and Employees Affairs Committee

House Bill No. 1468 -- TennCare -- House Commerce Committee

House Bill No. 1469 -- Marriage -- House Judiciary Committee

House Bill No. 1470 -- Health -- House Education Committee

House Bill No. 1471 -- University of Tennessee -- House Education Committee

*House Bill No. 1472 -- Education -- House Health and Human Resources Committee

House Bill No. 1473 -- Hospitals and Health Care Facilities -- House Health and Human Resources Committee

House Bill No. 1474 -- Licenses -- House Health and Human Resources Committee

House Bill No. 1475 -- TennCare -- House Commerce Committee

House Bill No. 1476 -- Taxes, Sales -- House Finance, Ways and Means Committee

House Bill No. 1477 -- Criminal Offenses -- House Judiciary Committee

House Bill No. 1478 -- Audiologists and Speech Pathologists -- House Government Operations Committee

House Bill No. 1479 -- Public Service Commission -- House State and Local Government Committee

House Bill No. 1480 -- Public Service Commission -- House State and Local Government Committee

House Bill No. 1481 -- Driver Licenses -- House Education Committee

House Bill No. 1482 -- Insurance, Health, Accident -- Caption Bill Held on House Desk

House Bill No. 1483 -- TennCare -- House Commerce Committee

House Bill No. 1484 -- Insurance, Health, Accident -- House Commerce Committee

House Bill No. 1485 -- Appropriations -- House State and Local Government Committee

House Bill No. 1486 -- Highways, Roads and Bridges -- House Transportation Committee

House Bill No. 1487 -- Attorney General and Reporter -- House State and Local Government Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **February 21, 1995** reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar for Thursday, February 23, 1995**: House Bill(s) No(s). 67, 412, 428, 464, 51 and 52.

COMMERCE

The Commerce Committee recommends for passage: House Bill(s) No(s). 163 and 268. Under the rules, each was transmitted to the Calendar and Rules Committee.

EDUCATION

The Education Committee recommended for passage: House Bill(s) No(s). 150 and 31. Under the rules, each was transmitted to the Calendar and Rules Committee.

FINANCE, WAYS AND MEANS

The Finance, Ways and Means Committee recommended for passage: House Bill No(s). 279, 521 and 345. Under the rules, each was transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS

The Government Operations Committee recommended for passage: House Bill(s) No(s) . 462, 416, 433, 459. Under the rules, each was transmitted to the Calendar and Rules Committee.

STATE AND LOCAL GOVERNMENT

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 519, 136, 39, and 337; also House Resolution No(s). 3; also House Joint Resolution(s) No(s). 42. Under the rules, each was transmitted to the Calendar and Rules Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **February 22, 1995** reported the following:

JUDICIARY

The Judiciary Committee recommended for passage: House Bill(s) No (s). 356, 512, 55, and 145; also House Bill(s) No(s). 491 with amendment(s) . Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 517 with amendment(s) . Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

TRANSPORTATION

The Transportation Committee recommended for passage: House Bill(s) No(s). 38, 153, 896, 897, 620, 66, 4 and 408; also House

Bill(s) No(s) 175 and 93 with amendment(s) . Under the rules, each was transmitted to the Calendar and Rules Committee.

CONSENT CALENDAR

House Resolution No. 16 -- Memorials, Recognition and Thanks - Perry County Courthouse, National Register of Historic Places. by *Peach.

House Joint Resolution No. 88 -- Memorials, Public Service - MADDADS. by *Jones U (Shelby).

House Joint Resolution No. 92 -- Memorials, Academic Achievement - Amber Wilson, first place winner of GFWC Suburbia Woman's Club short story contest. by *Gunnels.

House Joint Resolution No. 93 -- Memorials, Personal Occasion - Mr. and Mrs. Joe K. Thomas, Jr., 50th Anniversary. by *Ramsey.

House Joint Resolution No. 94 -- Memorials, Professional Achievement - James H. Boyd, "Principal of the Year." by *Jones R (Shelby).

House Joint Resolution No. 100 -- Memorials, Professional Achievement -- Larry D. Cox, 1994 Airport Manager of the Year. by *DeBerry L.

House Joint Resolution No. 101 -- Memorials, Death -- Melissa Dawn Brumbelow, James Dunham, and Dean Ivan Gillespie. by *Rhinehart.

House Joint Resolution No. 102 -- Memorials, Public Service -- Representative I.V. Hillis. by *Rhinehart.

House Joint Resolution No. 103 -- Memorials, Professional Achievement -- Dr. John E. Maupin, Jr., President of Meharry Medical College. by *Armstrong, *Brown, *Towns, *Turner (Shelby), *Jones R (Shelby), *Bowers, *Miller L, *DeBerry J, *DeBerry L.

House Joint Resolution No. 104 -- Memorials, Sports - Soddy-Daisy High School band, 1994 Peach Bowl participant. by *Stulce.

House Joint Resolution No. 105 -- Memorials, Professional Achievement - Barge, Waggoner, Sumner and Cannon, Inc. by *Purcell, *Rhinehart.

Senate Joint Resolution No. 46 -- Memorials, Public Service - Grace Ford; 40 years of volunteer service, Clarksville Memorial Hospital. by *Rice.

Senate Joint Resolution No. 47 -- Memorials, Retirement - Henry Shelby, Tennessee Tech University, Director of Campus Development. by *Burks, *Kyle.

Senate Joint Resolution No. 50 -- Memorials, Professional Achievement - Nolan R. Turner, recipient of Distinguished Agriculture Alumnus Award. by *Burks, *Kyle.

Senate Joint Resolution No. 52 -- Memorials, Congratulations - David Gregory, Chief of Staff for Lt. Governor. by *McNally, *Atchley, *Burks, *Carter, *Cohen, *Cooper, *Crowe, *Crutchfield, *Dixon, *Elsea, *Ford, *Fowler, *Gilbert, *Hamilton, *Harper, *Haun, *Haynes, *Henry, *Holcomb, *Jordan, *Koella, *Kyle, *Leatherwood, *Miller, *O'Brien, *Person, *Rice, *Rochelle, *Springer, *Wallace, *Wilder, *Womack, *Wright.

OBJECTION -- CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

House Joint Resolution No. 100: by Rep. Brooks.

House Joint Resolution No. 102: by Rep. Rhinehart.

House Joint Resolution No. 103: by Rep. Pruitt.

Under the rules, House Joint Resolution No(s). 100, 102, and 103 was/were placed at the foot of the calendar for February 23, 1995.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	98
Noes	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Deberry J, Deberry L, Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones R (Shelby), Jones S, Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Riggsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep Newton, **House Bill No. 1033** was recalled from the State and Local Government Committee and withdrawn from the House.

RULES SUSPENDED

Rep. Boyer moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 109 out of order, which motion prevailed.

House Joint Resolution No. 109 -- Memorials, Death- Dr. Charles "Charlie " Moffett - Sergeant-At-Arms. by *Boyer.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Boyer, with the request that all members voting aye be added as sponsors, **House Joint Resolution No. 109** was adopted by the following vote:

Ayes	97
Noes.	0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Deberry J, Deberry L, Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones R (Shelby), Jones S, Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. DeBerry, L moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 110 out of order, which motion prevailed.

House Joint Resolution No. 110 -- Memorials, Professional Achievement-Lavetta Glover Ellis, Miliken Foundation National Educator Award. by *DeBerry L.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. DeBerry L, with the request that all members voting aye be added as sponsors, **House Joint Resolution No. 110** was adopted by the following vote:

Ayes	98
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Noes. 0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Deberry J, Deberry L, Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones R (Shelby), Jones S, Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Newton, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

BILLS WITHDRAWN

On motion of Rep Head, **House Bill No. 1663** was withdrawn from the House.

On motion of Rep Ramsey, **House Bill No. 739** was recalled from the Education Committee and withdrawn from the House.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 14: Rep(s). Lewis as prime sponsor(s).

House Joint Resolution No. 100: Rep(s). Naifeh as prime sponsor(s).

House Joint Resolution No. 102: Rep(s). Naifeh, West, and Duer as prime sponsor(s).

House Joint Resolution No. 103: Rep(s). Langster and Pruitt as prime sponsor(s).

House Joint Resolution No. 105: Rep(s). Garrett as prime sponsor(s).

House Bill No. 18: Rep(s). Lewis as prime sponsor(s).

House Bill No. 20: Rep(s). Lewis as prime sponsor(s).

House Bill No. 22: Rep(s). Lewis as prime sponsor(s).

House Bill No. 23: Rep(s). Lewis as prime sponsor(s).

House Bill No. 24: Rep(s). Lewis as prime sponsor(s).

House Bill No. 31: Rep(s). Eckles as prime sponsor(s).

House Bill No. 47: Rep(s). Lewis as prime sponsor(s).

House Bill No. 107: Rep(s). Kisber as prime sponsor(s).

House Bill No. 125: Rep(s). Lewis as prime sponsor(s).

House Bill No. 128: Rep(s). Lewis as prime sponsor(s).

House Bill No. 131: Rep(s). Lewis as prime sponsor(s).

House Bill No. 132: Rep(s). Lewis as prime sponsor(s).

House Bill No. 162: Rep(s). Ramsey as prime sponsor(s).

House Bill No. 475: Rep(s). Ramsey as prime sponsor(s).

House Bill No. 557: Rep(s). McDaniel as prime sponsor(s).

House Bill No. 584: Rep(s). Newton, White, and Fowlkes as
prime sponsor(s).

House Bill No. 599: Rep(s). Pinion as prime sponsor(s).

House Bill No. 623: Rep(s). West as prime sponsor(s).

House Bill No. 642: Rep(s). Lewis as prime sponsor(s).

House Bill No. 742: Rep(s). Bittle, Cross, Williams (Union),
Newton, Stulce, Burchett, Boyer, Phelan, Wood, Shirley, Head, Haley,
Ford, Cole (Dyer), Gunnels, Peach, and Davidson as prime sponsor(s).

House Bill No. 802: Rep(s). Fowlkes as prime sponsor(s).

House Bill No. 947: Rep(s). Stulce as prime sponsor(s).

House Bill No. 966: Rep(s). Odom as prime sponsor(s).

House Bill No. 971: Rep(s). Givens as prime sponsor(s).

House Bill No. 1097: Rep(s). Odom as prime sponsor(s).

House Bill No. 1181: Rep(s). McDonald as prime sponsor(s).

House Bill No. 1378: Rep(s). Pinion and Fitzhugh as prime
sponsor(s).

House Bill No. 1400: Rep(s). Odom as prime sponsor(s).

House Bill No. 1401: Rep(s). Odom as prime sponsor(s).

House Bill No. 1402: Rep(s). Odom as prime sponsor(s).

House Bill No. 1403: Rep(s). Odom as prime sponsor(s).

House Bill No. 1404: Rep(s). Odom as prime sponsor(s).

House Bill No. 1405: Rep(s). Odom as prime sponsor(s).

House Bill No. 1700: Rep(s). Newton as prime sponsor(s).

House Bill No. 1708: Rep(s). Callicott as first prime sponsor(s).

House Bill No. 1744: Rep(s). Pruitt as prime sponsor(s).

SPONSORS REMOVED

On motion, Rep(s). DeBerry J , Towns, Brooks, and Bowers was/were removed as sponsor(s) of House Bill No. 477.

**ENGROSSED BILLS
February 22, 1995**

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 109 and 110.

**BETTY KAY FRANCIS, Chief Engrossing Clerk.
ENGROSSED BILLS
February 22, 1995**

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 88, 92, 93, 94, 101, 104, and 105.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE
February 22, 1995**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 65, 68, 69, 96, 109 and 110; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE
February 22, 1995**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 109, 119, 164, 214, 286, 532, 559, 583, 614 and 635; all substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE
February 22, 1995**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 58; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

MESSAGE FROM THE SENATE
February 22, 1995

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1; also Senate Joint Resolution(s) No(s). 33 and 41; all for the signature of the Speaker.

CLYDE W. MCCULLOUGH, JR., Chief Clerk.

ROLL CALL

The roll call was taken with the following results:

Present 97
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Representatives present were: Armstrong, Arriola, Beavers, Bell, Bird, Bittle, Bowers, Boyer, Bragg, Brooks, Brown, Buck, Burchett, Byrd, Callicott, Cantrell, Chumney, Clabough, Coffey, Cole (Carter), Cole (Dyer), Cross, Curtiss, Davidson, Davis, Deberry J, Deberry L, Duer, Dunn, Eckles, Fitzhugh, Ford, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman Harwell, Hargrove, Hassell, Head, Herron, Hicks, Huskey, Jackson, Jones R (Shelby), Jones S, Joyce, Kent, Kernell, Kerr, Kisber, Langster, Lewis, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Napier, Odom, Patton, Peach, Phelan, Phillips, Pinion, Pruitt, Purcell, Ramsey, Rhinehart, Ridgeway, Rigsby, Rinks, Ritchie, Roach, Robinson, Sharp, Shirley, Stamps, Stulce, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Westmoreland, White, Whitson, Williams (Union), Williams (Williamson), Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

RECESS MOTION

On motion of Rep. Purcell, the House stood in recess until 9:00 a.m., Thursday, February 23, 1995.